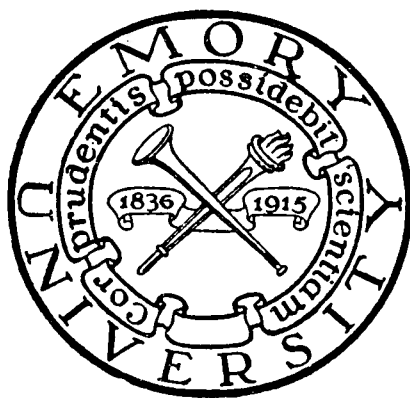


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JOURNAL
OF THE
HOUSE OF REPRESENTATIVES
OF THE
STATE OF GEORGIA,
AT THE
ANNUAL SESSION
OF THE
GENERAL ASSEMBLY,

JOURNAL
OF THE
HOUSE OF REPRESENTATIVES
OF THE
STATE OF GEORGIA.

WEDNESDAY, NOVEMBER 2d, 1859.

At a session of the General Assembly of Georgia, begun and holden at the State House, in the City of Milledgeville, in the county of Baldwin, on the second day of November in the year of our Lord eighteen hundred and fifty-nine, and of the sovereignty and independence of the United States the eighty-fourth, on motion of Mr. Cook of Early, Mr. Williams of Muscogee, was called to the Chair, for the purpose of organizing the House.

The Clerk proceeded to call the roll and the following members elect, from the several counties hereafter mentioned, produced their credentials, and having taken the oath prescribed by the Constitution of this State, and to support the constitution of the United States, before the Hon. Thomas F. Thomas, one of the Judges of the Superior Courts of this State, took their seats, to-wit:

From the county of Appling, the Hon. Middleton Gram.

From the county of Baker, the Hon. John W. Solomons.

From the county of Baldwin, the Hon. Robert A. McComb.

From the cōnnty of Banks, the Hon. Robert Allan.

From the county of Berrien, the Hon. J. J. Nobles.

From the county of Bibb, the Hon's. A. M. Lockett and Clifford Anderson.

From the county of Brooks, the Hon. J. T. Edmondson.

From the county of Bryan, the Hon. A. H. Smith.

From the county of Bulloch, the Hon. John Goodman.

From the county of Burke, the Hon's. John A. Rozier and Richard A. Heath.

From the county of Butts, the Hon. James W. Harkness.

From the county of Calhoun, the Hon. Chas. R. Knowles.

From the county of Campbell, the Hon. Robert J. Tug-
gle.

From the county of Camden, the Hon. J. J. Dufour.

From the county of Cass, the Hon's. M. A. Harden, and Thomas J. Wofford.

From the county of Charlton, the Hon. A. N. Hogans.

From the county of Chattahoochee, the Hon. James Whittle.

From the county of Chatham, the Hon's. Julien Hart-
ridge and John Screven.

From the county of Cherokee, the Hon's. William W. W.
Fleming and W. W. Worley.

From the county of Clarke, the Hon's. W. G. Deloney
and E. P. Lumpkin.

From the county of Clayton, the Hon. Elijah Glass.

From the county of Clay, the Hon. F. T. Cullens.

From the county of Clinch, the Hon. John Williams.

From the connty of Cobb, the Hon's. N. B. Green and
George N. Lester.

From the county of Coffee, the Hon. James R. Smith.

From the county of Columbia, the Hon's. Colvard and J.
R. Wilson.

From the county of Colquitt, the Hon. Henry Gay.

From the county of Coweta, the Hon's. J. J. McClenden
and Elijah Martin.

From the county of Crawford, the Hon. Leroy W. Hicks.

From the county of Carroll, the Hon's. W. F. Johnson
and R. L. Richards.

From the county of Catoosa, the Hon. H. J. Sprayberry.

From the county of Chattooga, the Hon. John H. Echols.

From the county of Dade, the Hon. Robert H. Tatum.

From the county of Dawson, the Hon. John Hockenull

From the county of Decatur, the Hon. Robert R. Terrell

From the county of DeKalb, the Hon. John G. Ragsdale

From the county of Dougherty, the Hon. R. N. Ely.

From the county of Dooly, the Hon. James O. Farnell.

From the connty of Early, the Hon. W. C. Cook.

From the county of Echols, the Hon. Fulford Register.

From the county of Effingham, the Hon. Lewis Groven-

From the county of Elbert, the Hon. Larkin L. Clark.

From the county of Emanuel, the Hon. Owen McGar.

From the county of Fannin, the Hon. James Parks.

From the county of Fayette, the Hon. H. F. Underwood.

From the county of Floyd, the Hon's. Thomas W Alexander and J. W. Turner.

From the county of Forsyth, the Hon's. S. P. David and A. Bruton.

From the county of Franklin, the Hon. J. R. Earl.

From the county of Fulton, the Hon. J. J. Trasher.

From the county of Gilmer, the Hon. Ebenezer Fain.

From the county of Glasscock, the Hon. Allen Kelly.

From the county of Greene, the Hon's. R. L. McWhorter and Miles W. Lewis.

From the county of Gwinnett, the Hon's. Nathaniel Reeder and B. H. Blakey.

From the county of Glynn, the John L. Harris.

From the county of Gordon, the Hon's. William P. Fain and John Baugh.

From the county of Habersham, the Hon. George W. Keeling.

From the county of Hall, the Hon. William P. Smith.

From the county of Hancock, the Hon's. David W. Lewis and W. H. Brantley.

From the county of Haralson, the Hon. W. W. Sockwell.

From the county of Hart, the Hon. Jefferson Holland.

From the county of Henry, the Hon's. Benjamin L. Harper and Andrew Henderson.

From the county of Houston, the Hon's. Wm. J. Green and Wm. R. Brown.

From the county of Harris, the Hon's. E. Mullins and R. Kennon.

From the county of Heard, the Hon. James B. Ware.

From the the county of Irwin, the Hon. George W. N. Young.

From the county of Jackson, the Hon's M. M. Mintz' and R. J. Daniel.

From the county of Jasper, the Hon. John C. Key.

From the county of Jefferson, the Hon. John W. Brinson.

From the county of Johnson, the Hon. James M. Tapley.

From the county of Jones, the Hon. Benjamin F. Finney.

From the county of Laurens, the Hon. Charlmes L. Holmes.

From the county of Lee, the Hon. Isaac P. Cock.

From the county of Liberty, the Hon. B. P. Herrington.

From the county of Lincoln, the Hon. J. W. Barksdale.

From the county of Lowndes, the Hon. William Howell.

From the county of Lumpkin, the Hon's. Mathews McDonald and J. M. Mays.

From the county of Madison, the Hon. Willis Strickland.

From the county of Macon, the Hon. Arthur M. Pitts.

From the county of McIntosh, the Hon. O. C. Hopkins.

From the county of Merriwether, the Hons. Walter Ector and James A. Render.

From the county of Milton, the Hon. H. W. Howell.

From the county of Monroe, the Hon's. Thomas R. Little and Wm. M. Clarke.

From the county of Morgan, the Hon. Isham Fannin.

From the county of Muscogee, the Hon's. Charles J. Williams and Robert E. Dixon.

From the county of Montgomery. the Hon. Mathew Sharpe.

From the county of Miller, the Hon. Benjamin D. Joiner.

From the county of Murray, the Hon. J. D. W. McDonald.

From the county of Marion, the Hon. Martin L. Bivins.

From the county of Mitchell, the Hon. A. H. Jones.

From the county of Newton, the Hon's. Joseph A. Stewart and Robert J. Henderson.

From the county of Oglethorpe, the Hon's. John T. Lofton and John Eberhart.

From the county of Paulding, the Hon. William E. McEver.

From the county of Pickens, the Hon. John E. Price.

From the county of Pearce. the Hon. James Sweat.

From the county of Pike, the Hon. John H. Mitchell.

From the county of Polk, the Hon. William M. Hutchins.

From the county of Pulaski, the Hon. Richard F. Delamar.

From the county of Putnam, the Hon's. Wm. M. Vaughn and Irby H. Scott.

From the county of Quitman, the Hon. R. G. Morris.

From the county of Rabun, the Hon. Lewis N. Jones.

From the county of Randolph, the Hon's. Henry L. Taylor and Thomas Coleman.

From the county of Richmond, the Hon. William Gibson.

From the county of Schley, the Hon. Mark A. Perry.

From the county of Paulding, the Hon. Wiley Patrick.

From the county of Stewart, the Hon's. Samuel B. Walton and Mark Holloman.

From the county of Sumter, the Hon's. Adam R. Brown and George R. Harper.

From the county of Scriven, the Hon. Benjamin L. Prescott.

From the county of Talbot, the Hon's. J. B. McCrary and Thomas R. Lumsdell.

From the county of Taliaferro, the Hon. W. F. Holden.

From the county of Tatnall, the Hon. Samuel Brewton.

From the county of Taylor, the Hon. Jeremiah McCants.

From the county of Telfair, the Hon. Malcom N. McRea.

From the county of Terrell, the Hon. John B. Vanover.

From the county of Thomas, the Hon. J. H. Whaley.

From the county of Towns, the Hon. Sumner J. Smith.

From the county of Troup, the Hon's. A. P. Fannin and A. P. Norwood.

From the county of Twiggs, the Hon. H. T. Smith.

From the county of Union, the Hon. John S. Fain.

From the county of Upson, the Hon. W. G. Horsley.

From the county of Walton, the Hon's. B. F. Selman and George J. Hurst.

From the county of Warren, the Hon's. Wm. H. Pilcher and C. Gibson.

From the county of Ware, the Hon. John B. Cason.

From the county of Whitfield, the Hon. Chas. E. Broyles.

From the county of Wilcox, the Hon. N. G. Forner.

From the county of Wilkes, the Hon's. Isiah T. Irvin and G. W. Sims.

From the county of Wilkinson, the Hon. T. R. Conley.

From the county of Washington, the Hon. J. I. Irwin.

From the county of Worth, the Hon. Daniel Henderson.

From the county of Wayne, the Hon. Welly Knox.

From the county of Walker, the Hon. Charles C. Patton.

From the county of Webster, the Hon. L. B. Causey.

From the county of White, the Hon. James West.

On motion of Mr. Tatum of the county of Dade, the House proceeded to the election of Speaker. The ballots being received and examined, it appeared that the Hon. Isiah T. Irvin of the county of Wilkes, was duly elected; whereupon, on motion of Mr. McWhorter of Greene a committee of five consisting of Messrs. McWhorter, Broyles, Ely McCombs and Lumsdell, was appointed to inform him of his election and request his acceptance of the same.

The Committee having performed the duties assigned them, reported the acceptance of the same of the Speaker, who being conducted to the Chair, tendered his acknowledgments to the House and entered upon the duties of his office.

On motion of Mr. Cook of Early, the House proceeded to the election of a Clerk, on counting out the ballots, it appeared that James J. Diamond of the county of DeKalb, had received a majority of all the votes cast and was therefore duly elected and qualified as such.

The House then proceeded on motion, to the election of a

Messenger. The votes being received and examined, it appeared that Jesse Oslin, Esq., of the county of Cobb, was duly elected to that office.

The House then on motion of Mr. McWhorter of Greene, adjourned until 2½ o'clock, P. M.

The House met pursuant to adjournment and on motion proceeded to the election of a Door Keeper, the ballots being received and counted out, it appeared that William Adkins of the county of Oglethorpe was duly elected.

On motion of Mr. Cook of Early, the House adjourned until 10 o'clock, A. M., to-morrow.

THURSDAY, NOVEMBER 3d, 1859.

The House met pursuant to adjournment.

The following message was received from the Senate by Mr. West their Secretary.

Mr. Speaker:—I am directed by the Senate to inform the House of Representatives that they are organized, having made choice of Hon. T. L. Guerrey, Senator from the county of Quitman, as their President and Fred. H. West of the county of Lee, as their Secretary and are now ready to proceed to business.

They have also appointed Messrs. Cone, Miller, and Harris of Worth, as a Committee to join such Committee as may be appointed by the House of Representatives to wait upon His Excellency, the Governor, and inform him that both Houses are now organized and ready to receive any communication he may desire to make to this General Assembly.

Mr. Tatum, of Dade, offered the following resolution, which was adopted, to-wit:

Resolved, That the rules of the last House of Representatives be adopted by this body, and that one hundred and eighty copies of the same be printed for the use of the House.

Mr. Williams, of Muscogee, offered the following resolution which was agreed to, to-wit:

Resolved, That the usual courtesy of this body be extended to the Press of this State, in providing seats for Editors and Reporters upon the floor of the House.

Mr. Smith, of Towns, offered the following Resolution, which was agreed to, to-wit:

Resolved, That the Clerk be directed to inform the Senate that the House has elected the Hon. I. T. Irwin, of the

county of Wilkes, as their Speaker, James J. Diamond, Esq. of the county of DeKalb, as their Clerk, and that they are ready to proceed to business.

Mr. Lester, of Cobb, offered the following resolution which was also agreed to, to-wit :

Resolved, That a Committee of five be appointed by the House to join the Committee on the part of the Senate, to wait upon His Excellency, the Governor, and inform him that both branches of the General Assembly are now organized and ready to receive any communication which he may desire to make.

Mr. Gibson, of Richmond, offered the following preamble and resolutions which, on motion, were taken up, read, and agreed to, to-wit :

Whereas, The late attempt at Harper's Ferry, in the State of Virginia, to excite a portion of the slaves of the South to insurrection has produced the highest degree of indignation in the minds of the Southern people against the perpetrators of that outrage, their aiders and abettors. and affords just ground to apprehend a renewal of their efforts in other places; and, whereas the action of Governor Wise and President Buchanan, meets with our unqualified approbation, we deem it incumbent upon the members of the Legislature of the State of Georgia, to give the most authoritative expression of their sentiments; therefore,

Resolved, That we regard the effort to excite the slaves of the South to a servile insurrection with the most intense indignation, and trust that the parties to this insane and treasonable plot, may meet with the most prompt and signal punishment; believing as we do, that while it will be meting out a just retribution for their crime, it will exert a wholesome influence in deterring others from countenancing similar movements.

Resolved, That the prompt and energetic action of Governor Wise, of Virginia, and of President Buchanan in suppressing the outbreak at Harper's Ferry, and in their efforts to capture the insurgents, evince a degree of manliness and patriotism honorable alike to them and worthy of our warm admiration.

Resolved, That we pledge the State of Georgia to uphold and support the State of Virginia and the President of the United States in the position they have assumed in connection with this unfortunate affair and we earnestly counsel the utmost vigilance in guarding against the recurrence of a similar conspiracy in our own borders or elsewhere South.

Resolved, That a copy of the foregoing preamble and resolutions be transmitted by the Governor of the State of Georgia to the Governor and Legislature of Virginia and to the President of the United States.

The same was ordered to be transmitted to the Senate without delay.

On motion of Mr. Smith, of Towns, the Hon. David W. Lewis, of the county of Hancock, was unanimously chosen speaker, *pro tem*.

Leave of absence was granted Mr. Gibson for a few days on special business.

Mr. Lester, of Cobb, from the joint Committee of the General Assembly, appointed to inform the Governor of the organization of the same and that they were ready to receive any communication he might desire to make, reported the discharge of their duties and that the Governor would communicate his message in a few minutes.

The following Message was received from His Excellency, the Governor, by Mr. Williams, his Secretary.

Mr. Speaker:—I am directed by His Excellency, the Governor, to deliver to the House of Representatives his Annual Message and accompanying documents.

On motion of Mr. Smith, of Towns, the Message was taken up and read as follows :

GOVERNOR'S MESSAGE.

Fellow-Citizens of the Senate and

House of Representatives:

In the seventeenth Section of the first Article of the Constitution of this State, it is declared that "every bill shall be read three times, and on three separate days, in each branch of the General Assembly, before it shall pass, unless in case of actual invasion or insurrection;" and in the same section it is further declared, that "all Acts shall be signed by the President in the Senate and the Speaker in the House of Representatives."

BILLS LOST, WHICH WERE NOT ENGROSSED AND ENROLLED.

On the day of the adjournment of the Legislature, at its last session, so large a number of bills passed both Houses that it was not possible for the Engrossing and Enrolling Clerks to copy and prepare all for the signatures of the President of the Senate and the Speaker of the House, before the hour of adjournment. Consequently, all bills in this condition were lost. Had they been enrolled after the Legislature had adjourned, they could not then have been signed by the President *in* the Senate nor by the Speaker *in* the House of Representatives.

NOT SIGNED BY PRESIDING OFFICERS.

A number of other Bills which had been properly enrolled and prepared for signature, but which, by some oversight in the hurry of business, had not been signed by either one or the other of those officers, were brought to the Executive Office, about the time of adjournment; and finding, on examination, *after the Houses had adjourned*, that the constitutional provision above mentioned had not been complied with, I withheld my signature from them, believing that it could not then give them the force of law. These Bills are herewith returned to the respective Houses in which they originated. It is believed that many of them

were never read a second time, on any previous day of the session, but that, when they came up in their order for a second reading, the captions or titles only, and not the entire Bills, were read. The Constitution is imperative that not only the title, but the *Bill*, shall be read, as well on the second as on the first or third reading. If any one reading may be dispensed with, all may; and the Bill, no matter how important, may be passed upon three readings of its title only, while its provisions are unknown to many of the members of each House.

HASTY AND INCONSIDERATE LEGISLATION CONDEMNED.

The numerous examples of hasty and inconsiderate legislation, which we so often witness, are becoming a source of great detriment to the State, and should be discouraged by all prudent legislators. One of the great evils of the age is, that we legislate too much. As a general rule, the failure of a Bill that has merit in it is less to be regretted than the passage of a bad law. Wholesome rules of law with which the people have become familiar, should not be changed, unless for good cause, after very mature deliberation. A failure on the part of the Legislature to observe this rule, has involved our laws in much uncertainty, and has often kept the people in ignorance of their true meaning. Our legislators have frequently given too little attention to their duties during the earlier part of the session, and have left the greater part of the business of the session to be transacted within the last few days before adjournment. Hence, their inability to give to each important measure, brought before them at the close of the session, the attention and deliberation necessary to its proper disposition. The consequence has been, that we have had much inconsistent and unwise legislation. If we would learn wisdom by experience, we might do much to correct this evil in future. I feel it my duty to use all the influence and power of my position to that end. I shall not, therefore, hesitate to lay aside and withhold my sanction from all such bills passed in the hurry and confusion which usually precede an adjournment, as fail to command the approbation of my judgment, together with all such as have not been plainly and correctly enrolled and signed by the proper officers.

TRIVIAL, LOCAL, INDIVIDUAL AND CLASS LEGISLATION.

I would further suggest the propriety of dispensing with a great deal of the trivial, local, private and class legislation which is introduced into almost every General Assembly, much of which is useless because it benefits no one, and much of it is unjust and mischievous, because it benefits a few individuals at the expense of the many. Let it be remembered, that each useless local Act introduced and passed cumber the Journals and the pamphlet of Acts, and that the

State pays out of money raised from the people by taxation, for printing 4,000 copies of the Journals of each House and 5,000 copies of the Act itself, and that one day spent by the General Assembly in the passage of such Acts costs the State over \$2,500 00, in pay of members, officers and other expenses. A proper and just regard for economy demands reformation in this particular. The same objections that are applicable to trivial and local legislation, apply to much of our private or individual and class legislation, with many other objections on account of its injustice and inequality. It would, in my opinion, be much better for the Legislature, with few exceptions, to lay down general rules of law, and let all alike regulate their conduct by them.

EXERCISE OF THE VETO POWER.

Entertaining these views, I have, during my term in office, frequently withheld my sanction from bills of the character above described. In so doing, I do not consider that I have been wanting in respect for the General Assembly. The Constitution has assigned to the Governor, as well as to the General Assembly, official powers and duties, and the people should hold him responsible for the independent exercise of his official powers, as well as the faithful discharge of his official duties. Neither House of the General Assembly feels that it is wanting in respect for the other when it refuses to pass a Bill which it does not approve, though it may have been passed by the other. The Constitution declares that the Governor "shall have the revision of all Bills passed by both Houses, before the same shall become laws;" and it only gives to the General Assembly power to pass laws, "notwithstanding his dissent," by two-thirds of both Houses.

If the Governor, therefore, out of respect for the two Houses, signs a Bill which his judgment does not approve, he denies to the people the exercise of that Executive revision, which, under the Constitution, they have a right to demand, as a protection against hasty or unwise legislation.

NEW COUNTIES.

I beg leave to call the attention of the General Assembly to our new county legislation. There may have existed a necessity, a few years since, for the creation of several new counties. Some of the old ones, which were laid out when the population was very sparse, were found to be too large for convenience when they became more densely settled, and legislative interference became necessary. Since the precedent of forming new counties has been established, it is believed it has already been followed further than the public interest may have required. Bills for the organization of new counties covering small strips of territory, are

now passed, which, ten years since, would have met with no favor in the Legislature.

The number of applications for new counties increases in a ratio almost double that of the number made at each session. We now have 132 counties in the State. The whole amount of tax paid into the State Treasury by each of a considerable number of our counties, is *less*, by several hundred dollars, than the amount drawn by each of them from the Treasury in payment of its members, and for other usual and necessary purposes. This deficiency of several hundred dollars must, therefore, be made up to each out of tax paid by others. I recommend in future, as a general rule, to which I think there should be few, if any, exceptions, that no new county be formed which does not embrace within its limits a territory at least as large as the average size of the present counties, without reducing the old counties from which it is taken, each to a less area than that proposed for the new county; and that no such Act be passed until the Legislature is satisfied that the State tax to be paid by the proposed new county, when formed, will be at least sufficient to reimburse the State for all moneys which she will be compelled to pay from her Treasury on account of its formation; and that each county from which territory shall have been taken to form the new one, will be left with the like ability.

REDUCTION OF THE NUMBER OF SENATORS AND REPRESENTATIVES.

The further fact that the number of Senators and Representatives is increasing with the increase of the number of new counties, is, to my mind, another reason why few if any other new counties should be formed. Our legislative Assembly is already much too large, expensive and unwieldy. A Senate composed of one hundred and thirty-two members differs but little from a House of Representatives, except in name. It is almost impossible for so large a body to maintain that calm and dignified decorum, and to act with that coolness, deliberation and caution, which are indispensable to the proper discharge of the high functions of a wise and grave Senate; which, when properly organised, is justly looked to as one of the strongest bulwarks of liberty in a republican government.

I would, therefore, most respectfully but earnestly urge upon your consideration, the importance of an early change of the Constitution, so as to reduce the number of Senators and Representatives. I would suggest that the Senate be reduced to thirty-three members, which would be an average of one for every four counties; and the House of Representatives to one hundred and fifty-two members, which would be two to each of twenty counties having the high-

est representative population, and one to each of the remaining counties. Each of these bodies would then be quite large enough for the proper discharge of all its constitutional functions. Each county would have a distinct and separate voice in the House of Representatives, the twenty strongest having each two Representatives. The adoption of this suggestion would reduce the present number of Senators and Representatives, from three hundred and one, to one hundred and eighty-five, being a reduction of one hundred and sixteen. Upon the score of just economy, this reduction should be made, if the efficiency and wisdom of the General Assembly will be nothing impaired by it. Let us look at the question for a moment, in this light. Should the example of the last General Assembly, the members of which voted themselves each six dollars per day, be followed as a precedent, (the propriety of which has been doubted,) these one hundred and sixteen Senators and Representatives will, in future, draw from the Treasury six hundred and ninety-six dollars per day, during the session. If the session continue but forty days, this will amount to \$27,840 00 each session. To this add \$31 00 to each, which is about the average mileage of a member, and the mileage of the one hundred and sixteen would amount to \$3,596 00; which, added to the per diem pay as above fixed, makes a total of \$31,436 00, thereby saving to the State, should the proposed reduction be made, that sum, each session of forty days; should the session be longer, the sum will be greater. But it is believed, now that the sessions are annual, that the people do not expect them to be protracted beyond forty days, and that no sufficient reason exists for so doing, as all the necessary business, with diligent attention during the earlier part of the session, may be dispatched within that time. The above sum is now raised annually by taxation from the people, and is, in my opinion, expended in a manner worse than useless—as the General Assembly, under its present organization, is believed to be a less safe and efficient body than it would be if organized upon the plan above proposed. For the purpose of ascertaining the sense of the people directly upon this subject, I recommend that a law be passed by the present Legislature, authorizing the call of a convention of the people, to take into consideration the propriety of the proposed change, or such other change as will accomplish the object, together with other necessary alterations of the Constitution. Should a reasonable reduction be made, the saving of expense at a single session of the Legislature would nearly pay the expenses of the convention. The Legislature, as at present organized, including per diem and mileage of members, clerk hire, &c., costs the State about \$2,520 00 for every day it is in session.

PAY OF CLERKS AND PER DIEM OF MEMBERS SHOULD BE
FIXED BY LAW.

In this connection, I will remark that the item of clerk hire, alone, has frequently been most exorbitant and unreasonable. It is believed that much of this unnecessary expense has resulted from the practice too often adopted by the Chief Clerk and Secretary, of employing a large number of supernumeraries. During the session of 1853, and 1854, the clerk hire in the House of Representatives amounted to \$24,410, and in the Senate to \$7,346. Since then, a law has been passed, limiting the number of clerks to be employed; and I recommend a further enactment, fixing the pay of each clerk, except two enrolling clerks, at \$4 00 per day, and the enrolling clerks each at \$5 00 per day. There would be no difficulty in obtaining the services of any number of clerks needed, at these prices, who are quite as competent as those heretofore employed at six and seven dollars per day. The Secretary of the Senate and Clerk of the House of Representatives, during the last session of the Legislature, (which lasted only thirty-nine days,) received each seven dollars per day, and an additional sum of five hundred dollars, appropriated to each. This appropriation and per diem together amounted to nineteen dollars and ninety-seven cents, each, per day, besides all the contingent expenses incident to the office of each, which were also paid out of the Treasury. Neither of these officers had, I think, five days of official labor to perform after the adjournment of the Legislature.

I recommend that the compensation of each of these officers, be fixed by law; and I would suggest that the actual contingent expenses of the office of each be paid, and that each receive not exceeding ten dollars per day for the time he is engaged in the duties of his office, without further appropriation. I am satisfied that it would also be better to fix the per diem of the members of the Legislature by law, than to leave it, as heretofore, to be determined by themselves at each session.

On account of the lateness of the hour in the session when the bill appropriating money for the support of the government, is usually passed and presented to the Governor for his sanction, he is sometimes left to the alternative of giving it his sanction when it contains items of appropriation, which are, in his judgment, unnecessary and exorbitant, and which he does not approve; or, of vetoing it and calling an extra session of the legislature to pass an appropriation bill without those items; which would cost a much larger sum than the amount contained in the parts of the bill to which he objects.

If the compensation of the members and of all officers of every character connected with the body, were fixed by law, much of this embarrassment would be avoided; as any proposed change would then be brought up in a separate bill and acted upon with reference to its individual merits. Indeed, propriety would seem to dictate that no appropriation of doubtful expediency, should be fastened upon the regular appropriation bill, the legitimate object of which is only to appropriate the several sums of money which are known to be necessary to support the government. All other proposed appropriations should be acted upon separately, leaving each to stand or fall on its own merits.

CHANGE OF THE CONSTITUTION.

In accordance with my recommendation, a bill passed each branch of the General Assembly, at its last session, by a constitutional majority, entitled, "An Act to change the 1st Section of the 3d article of the Constitution of this State." The object of the proposed amendment is, to authorize a change of *venue* in the trial of criminal cases, when, in the opinion of the presiding Judge, the ends of justice may require it; so that a defendant indicted for murder or other crime, in one county, may, if the Judge deems it necessary to the ends of justice, be transferred to, and tried in another county adjoining the one in which the crime is charged to have been committed. The bill was properly enrolled, and was signed by the Speaker of the House of Representatives, but was not signed by the President of the Senate. As the Constitution requires that a bill of this character shall pass two successive legislatures, each by a two-third majority, before it shall become a part of the Constitution, and as a diversity of opinion seems to exist among members of the legal profession, as to the necessity of the signatures of the presiding officers of the Legislature during the Session at which the bill was first passed, I thought it advisable to publish the bill, as required by the Constitution, (which has been done,) and to submit it, with the facts, for your consideration. I deem the proposed change of the Constitution an important one, for the reasons given in my last Annual Message.

AMENDMENT OF THE PENAL CODE.

While on the subject of criminal law, I desire to call the attention of the legislature to other changes, which I deem important. When a defendant, under the present law is convicted of a crime, the punishment of which is death or penitentiary imprisonment, and the case is carried to the Supreme Court and the judgment of the Court below is affirmed, the defendant, if he is not out on bail, must remain in jail, a charge to the county, until the next term of the Supe-

rior Court, which is sometimes nearly six months, before he can be re-sentenced. To avoid this delay of justice and the consequent unnecessary expense to the county, in such cases, I would suggest that the law be so changed as to authorize the Judge of the Superior Court in such cases, to pronounce the sentence, in vacation at Chambers, upon motion of the Solicitor General without delaying the execution of the law till the next regular term of the Court; which delay sometimes enables the guilty to escape, and which in almost every case, imposes a heavy tax upon the county.

By the 18th section of the 14th Division of the Penal Code, it is enacted "that any person against whom a true bill of indictment is found for an offence not affecting his or her life, may demand a trial at the term when the indictment is found, or at the next succeeding term thereafter, which demand shall be placed upon the Minutes of the Court, and if such person shall not be tried at the term when the demand is made, or at the next succeeding term thereafter, *Provided*, that at both terms there were juries empannelled and qualified to try such prisoner, then he or she shall be absolutely discharged and acquitted of the offence charged in the indictment."

The Supreme Court first held that the defendant might make the demand at any term after the finding of the bill of indictment. They have since held that the demand can only be made at the term when the indictment is found, or at the next succeeding Term. For the purpose of making the law more certain, I recommend that this Section be so amended as to permit the defendant to make the demand at the Term when the bill of indictment is found and a statement of the case read in open Court by the Solicitor General, or at the first or second term thereafter, or at the third Term if the Solicitor fails to read the statement of the case in open Court at the term when the bill is found, or to notify the defendant or his counsel that the bill has been found true by the Grand Jury. And on the other hand, for the purpose of promoting the ends of justice by securing a speedy trial of offenders, I recommend such change in the law as shall compel defendants in criminal cases, to come to trial, at furthest, by the second Term of the Court after the Term, at which the bill of indictment is found, unless further time be given by the Court on account of very special Providential cause.

PARDONING POWER.

During my term in office, I have seldom exercised the pardoning power. While I admit that there are rare cases, as in the case of newly discovered evidence after the conviction, which might reasonably have changed the result, had it been before the Court on the trial, and a few other cases, where the power should be exercised, I do not doubt that

its exercise may be, and often is, much abused. I have therefore thought it my duty to exercise it with great caution, believing that it is far better, as a general rule, for the safety and welfare of society, that the decisions of the Courts and juries deliberately made, with all the facts before them, should not be disturbed. I have no sympathy with that sickly sentimentality, which always, forgetful of the injuries inflicted upon the innocent by the guilty criminal, would in the name of mercy, turn loose upon the community every felon in whose favor a sympathetic appeal can be made. I have not only refused the exercise of the pardoning power—except in a few very special cases, such as in my opinion were contemplated by those who formed our Constitution—but I have also refused to respite defendants in cases of murder, when, in my opinion, after an examination of the evidence, the finding of the jury, and the judgment pronounced by the Court, were in conformity to law, and the principles of justice. In such cases my opinion is, that the officers of the law should not be hindered in its execution; and I have not, therefore, suspended the sentence, nor referred the case to your consideration. The Constitution does not say that the Governor, in such cases, *shall* grant a respite, but only that he *may* do it. It is evident, therefore, that it is made his duty to exercise a sound discretion, in determining whether or not the case is proper to be referred to the decision of the Legislature.

PENITENTIARY, AND STATE ASYLUMS.

For a statement of the present condition and management of the Penitentiary, the Lunatic Asylum, the Academy for the Blind, and of the Institution for the Education of the Deaf and Dumb, I refer you to the respective Reports of the persons in charge of those institutions.

General Eli McConnell, Principal Keeper of the Penitentiary, in his official capacity, by my instruction, took control of its repairs and reconstruction, as contemplated by the act of the last Legislature, which appropriated \$30,000 for that purpose. He is erecting the buildings with convict labor; and as each building is completed, the value of its construction is to be estimated by good mechanics, who are disinterested, and the sum awarded by them, is to be paid to him as Principal Keeper for the use of the Penitentiary, out of the appropriation. The appropriation will not, probably, be sufficient to defray the expense of the erection of all necessary buildings for Work-shops, Dining-room, Chapel, extension of Cellbuilding, &c. After these shall have been completed, it is important that the walls he repaired and parts of them entirely rebuilt. I therefore recommend an additional appropriation of twenty five thousand dollars, to complete the necessary repairs and reconstruction.

W & A. RAILROAD.

For information in reference to the condition, management and incomes of the Western and Atlantic Railroad, for the year ending 30th September last, you are referred to the Report of Dr. John W. Lewis, its very vigilant, efficient and worthy Superintendent. I feel that I do but an act of justice when I say, that in my opinion, the State has at no time had connected with the Road, in any capacity, a more competent, trustworthy and valuable public servant. It will be seen by reference to his Report, that the sum of \$402,000 in cash has been paid into the State Treasury from the net earnings of the Road during the fiscal year ending 30th Sept. last; and it will be seen by the report of the State Treasurer and Comptroller General, that four hundred and twenty thousand dollars have been paid into the Treasury during the fiscal year ending 20th Oct, 1859. The old iron on about 25 miles of the track, has, since 1st. January, 1858, been taken up and its place supplied with heavy new rail. The Road-bed and all the superstructure and machinery are kept in excellent order. No new debts are contracted which are not promptly paid monthly, if demanded; and no agent appointed or retained in office during my administration, is known to be a defaulter to the amount of a single dollar.

I confess that the amount paid into the Treasury from the road, during the past year, has somewhat exceeded my expectations. For this I am indebted not only to the Superintendent, but also to the untiring efforts of the honest, industrious, and faithful officers and agents associated with him and under his control.

It has, I think, been clearly shown within the last two years that the Road owned and controlled by the State is a productive piece of property; and with proper management in future, I feel safe in the prediction that it will remain so, and that the incomes from it will continue to increase with the increase of population, business and wealth in the country.

So long as the Road remains under my control, I invite strict scrutiny into its management; for I subscribe fully to the doctrine that it is proper to hold public functionaries to rigid accountability. And I am willing that judgment be pronounced upon my official conduct under the application of this rule.

In the construction of the Road under State management, it is not doubted that there were in many instances too lavish an expenditure of the public money, and that it cost a much larger sum than it should have cost. I am not prepared, on that account, however, to admit that any good reason exists why a State may not manage a great public

work of this character with as much honesty, economy and success as a corporation. To accomplish this object it is only necessary that the officer having the appointing power, select agents who are competent, honest and faithful; that he lay down strict rules for the government of their conduct; that he give so much of his individual attention to the work as will enable him to know whether or not those rules are violated; and, in every case where he discovers he has been deceived in the selection of a proper agent, or where an agent has palpably violated the rules laid down for his government, that he have the moral firmness and nerve, without regard to personal considerations, to apply the corrective, by a prompt removal. The observance of these rules is, in my opinion, a duty of the appointing power, from which he should never shrink. If he performs this duty he can seldom fail of success.

Regarding it as a matter of interest, I have endeavored, at the expense of considerable labor, to ascertain the original cost of the State Road; but I find it impossible, for the reasons given in the able and very valuable report of Col. P. Thweatt, Comptroller General, who has also given much attention to this subject to arrive at a conclusion with entire accuracy. It is believed that the Report of Mr. Garnett, then Chief Engineer, made in 1847, of the amount expended to that time, is about correct. He estimates the whole cost to the date of his Report, at \$3,305,165 88. Since that time there has been appropriated to the construction of the Road, its equipment, &c, in Cash, and in the bonds of the State, the sum of \$1,136,366 27. Add these sums together, and we have \$4,441,532 15, as the total amount appropriated by the Legislature, and paid out of the State Treasury for the construction and equipment of the Road. This, in my opinion, is a very near approximation to correctness.

I am aware that some persons, in accounting for the gross incomes of the Road since its completion, have charged large amounts of these incomes to construction. These sums were, I think, generally more properly chargeable to repairs, &c, than to original construction. As an instance, the Etowah bridge was burned down some years after the road had been in operation, and it became necessary to build a new one. The cost of this could not properly be chargeable to original construction, but was, I think, properly chargeable to repairs on account of casualty.

A portion of the iron originally laid down on the track became so much worn as to be unsafe, and it was necessary to procure and lay down new iron in its place. The cost of this also was properly chargeable to repairs and not to original construction. If a Depot building was sufficient, when the Road was completed, to accommodate all who

had business at the place, but which afterwards, on account of the decay of the structure or increase of business at the location, was found to be insufficient, and it became necessary to build a new one, its cost could not justly be charged to original construction.

Without multiplying instances of this kind, I conclude that as soon as the Legislature had appropriated a sufficient sum to complete the road, and to place upon it the superstructure and machinery necessary to the transaction of the business offered by the country to the road, the original construction account was at an end, and that all such enlargement of buildings, re-construction of bridges, renewals of superstructure, repairs of track, &c, &c, as were afterwards required for the safety of transportation and travel over the road, or for the accommodation of increased business, is properly chargeable to expense of keeping up the road, and not to expense of building and putting it into operation. Had the road remained unproductive to the Treasury for a quarter of a century, on account of bad crops, casualties from fire or flood, commercial pressure, bad management, or from any other cause, it could only have been evidence that the original investment was an unfortunate one for the time; but surely the repairs made and all the State's losses during that time, could not, in justice to the officers afterwards in charge of the road, be properly chargeable to original cost in calculating the per cent which the road might afterwards pay upon the original investment. Estimating the original cost, therefore, at \$4,441,532 15, the road during the past fiscal year (ending 20th October last,) has paid into the Treasury of the State nearly nine and a half per cent upon the original investment. And it should not be forgotten in this connection, that it was built at a time when railroading was not well understood, and that it was built as a public work, at a cost greatly more than would have been expended in its construction, even at that time, by a private company.

Had the same economy been used which is usually practiced by private companies, the whole cost of the Road would not probably have exceeded, if it even had amounted to \$3,000,000.

The sum paid into the Treasury during the past year is fourteen per cent upon that sum. In comparing the present management of the Road with Company management, it is certainly just to the present officers, who did not build it, to count the per cent upon such sum only as the Road should reasonably have cost had it been built by a Company, and not upon such sum as it may have cost under the extravagant system which is sometimes practiced in the original construction of public works.

GEORGIA MILITARY INSTITUTE.

It is to be regretted that the Georgia Military Institute at Marietta has not been as prosperous the last year as its friends had anticipated. This may be the result chiefly of our defective legislation for its government. As at present organized, it is under the control and management of a Superintendent, a Board of Trustees and a Board of Visitors, whose powers, respectively, are not well defined. In this conflict of jurisdiction, that decision and dispatch is wanting which is absolutely necessary in maintaining government in the Institute. The consequence has been that the number of Cadets is greatly diminished, and the character of the Institute has suffered in public estimation.

At the end of the last term. Col. A. V. Brumby, the late able Superintendent, and Capt. McConnell, late Commandant, resigned their respective offices; and Maj. W. F. Capers, who has for a number of years held a similar position in our sister State of South Carolina, has been elected Superintendent, and Capt. W. J. McGill, of Charleston, has been elected Commandant. These gentlemen have both accepted, and are now at their respective posts, giving, as far as I can learn. general satisfaction. It is to be hoped that with the necessary legislation for the government of the Institute, they may soon be able to restore it in public confidence and raise it to a high state of prosperity. Maj. Capers yielded reluctantly to the call of the authorities of the Institute, and only upon the guaranty given by the joint Board of Trustees and Visitors that his salary should be made secure. The position which he resigned in Charleston was paying him as large a salary as he is promised in this State, and it was there secured by the State. I therefore recommend that the sum of \$2,500, be appropriated to pay the salary of the Superintendent, and that this be an annual appropriation for that purpose till the incomes of the Institute become sufficient to defray all its expenses and pay the salaries of all its Professors.

By a joint resolution of the last General Assembly the Governor, in connection with the Board of Trustees, was authorized and empowered, (should they deem it necessary for the welfare of the Institution,) to employ an additional Professor for the same. By virtue of this authority they engaged the services of the Rev. John W. Baker; but on account of the reduction of the number of Cadets occurring soon after his appointment, and the consequent diminution of the incomes of the Institute, he has not received his salary. As he was employed by authority of the legislature, good faith requires that a sum sufficient to pay his salary for the time he has served, be appropriated.

At their last joint meeting, the Board of Trustees and the Board of Visitors, after much deliberation, agreed upon a bill to be laid before the legislature, proposing such changes in the law for the future government of the Institute as experience has shown to be necessary. Among other things it is proposed to abolish both the old Boards, and to substitute in their place a single Board, to be charged with the entire government of the Institute. It is also proposed to connect the Institute with, and make it part of, the Military organization of the State, and to give to the Commander-in-Chief, the same control over its officers which he has over other Military officers of the State. This it is believed, will secure more strict military government, which is considered indispensably necessary to the success and usefulness of the Institute. I therefore, respectfully recommend the passage of the bill proposed by the joint Boards.

MILITARY SYSTEM—VOLUNTEER CORPS.

For the purpose of giving new life and energy to our military system, which is now almost entirely neglected, the importance of affording to a portion of the youth of our State a thorough military education, cannot be too highly appreciated. The people of many of the States of this Union are falling behind most of the civilized nations of the earth in military training. Within the last twenty years the more powerful nations of Europe have probably advanced more in military science and skill, and in all the arts of war, than they had during any previous century. It is believed that no one will doubt the correctness of this remark who has observed attentively the late struggles between the contending powers in the Crimea and in Italy.

There is not a more brave and patriotic people on earth than those of the United States; and there is probably no nation whose militia is so reliable on the field of battle, yet in this day of constant advancement in Military science, those who depend alone upon patriotism and valor enter the field, even in their own defence, under great disadvantage. Should our country be invaded by any of the great powers of the other hemisphere, our people would be found at the commencement of the struggle to be almost destitute of military training. Until this deficiency could be supplied, they might be unable to contend with the disciplined troops of a regular army, without great loss of life and much detriment to our national character.

There is probably no State in the Union, certainly not one of the old thirteen, in which military training is more neglected than in our own. We know not how soon we may be brought to the practical test of defending ourselves against the assaults of foreign ambition, or the more unnatural attacks of those who ought to be our brethren, but whose

fanaticism is prompting them to a course which is daily weakening the ties that bind us together as one people. The father of his country has admonished us to prepare for war in time of peace. If we would profit by his advice it is necessary that we reorganize our military system. I do not hesitate to say, that the State should offer every reasonable inducement for the organization and training of volunteer military corps, as the best and most efficient mode of reviving the military spirit among our people. This cannot be done until she has made provision for arming such companies. At present, the only provision for this purpose, is the distribution of the small quota of arms which the State receives annually from the General Government, and which is wholly inadequate to the demand. The consequence is, that many of our volunteer companies are without arms, while many others would be organized were it known that they could be supplied with suitable arms.

Frequent applications are made to this Department for arms with a view to the organization of new volunteer companies; and when those who apply are informed that they cannot be supplied, all further attempt to organize such companies are abandoned.

For the purpose of encouraging the organization of volunteer corps, I recommend that all laws now in force requiring the performance of military service other than that performed by volunteer corps, be suspended, except in case of insurrection or invasion; and that a commutation tax be assessed and collected, from each person of twenty one years of age, or upwards, who is subject to do military duty in the State, and who is not a member of an organized volunteer corps which drilled at least once a month throughout the year, preceding the collection of the tax. This tax should be large enough to raise a sum sufficient to arm the entire Volunteer force of the State, with the latest and most approved style of arms. As soon as a sufficient sum shall be collected in this way, I recommend, as a means of procuring the contemplated arms, that it be expended in the erection at some suitable location in the State, of a State Foundry for the manufactory of arms and other munitions of war. This would make the State much more independent in case of emergency. The God of Nature has supplied us, in rich profusion, with all the materials necessary to the accomplishment of this purpose.

If ample provision were made for arming our volunteers, they would exhibit much military pride; and the young gentlemen educated at our State Military Institute, would, in all probability, be elected to the command of many of the companies, who would bring into practical operation, in training our militia, the science and skill which they have acquired at the Institute. In case of war, we could then

bring into the field a large force of well trained volunteers, commanded by officers of thorough military education, who would, in almost every case, be natives of our soil. Our untrained militia, if called into the field, with such a force and such officers at their head, would at once become infused with the military spirit, and soon with much of the military skill, of the volunteers, and would constitute with them an invincible army.

CODIFICATION OF THE LAWS.

Provision was made by the last General Assembly for the codification of the laws of this State, and Hon. H. V. Johnson, Iverson L. Harris, and David Irwin, were elected Commissioners to perform that important service. The two former declined to accept the appointment. The statute provides that any vacancy which may occur among the Commissioners, shall be filled by the next General Assembly. To prevent a failure of the commission, and the defeat of the object had in view by the Legislature, I proceeded at once, in accordance with the power vested in me by the Constitution, to fill said vacancies, till the next session of the General Assembly, by the appointment of Hon. T. R. R. Cobb and Hon. Richard H. Clark. These gentlemen accepted the appointment, and, in connection with Judge Irwin, have been prosecuting the work hitherto with great energy.

It is not doubted that this work, when completed, will contribute much to systematize and simplify our laws, which will enable the people much more readily to comprehend their true meaning. The time allowed the Commissioners by the statute within which to finish the entire work, is only twenty months. I think it hardly possible for them to complete the work within that period, with that care and accuracy which are indispensable to its contemplated usefulness. I would, therefore, recommend an extension of the time to two years, and that the compensation allowed each Commissioner be fixed at three thousand dollars per annum, while engaged in the work.

As it will be proper that a very plain and legible copy of the entire code, as finally agreed upon by the Commissioners, should be prepared in manuscript, to be laid before each House of the General Assembly, and if adopted by them, that a copy be filed in the office of the Secretary of State, as an entire Act, it was considered indispensable that the Commissioners have a clerk to do this clerical labor. I therefore appointed B. B. deGraffenreid, Esq., of this city, who is eminently qualified, as clerk to the Commissioners. I recommend that such sum be appropriated to him, annually, while engaged in that capacity, as will amply compensate him for his services. I would also suggest the propriety of appropriating to each of the Commissioners such

portion of his salary as may be reasonable, to be paid at such times, while engaged in the work, as the General Assembly shall designate.

COBB'S STATUTES AND FORMS.

By a joint resolution of the last General Assembly, it was made my duty to appoint three Commissioners to examine the manuscript of the proposed new work of Hon. Howell Cobb, of Houston, which is an enlargement and improvement of his Analysis and Forms; and in the event of a favorable report by the Commissioners, it was also made my duty to subscribe for such number of copies for the State as should, in my judgment, be necessary. On receiving from the Commissioners a very favorable report of the work, I subscribed, in behalf of the State, for 3,000 copies, at five dollars per copy. For the purpose of facilitating the early completion and distribution of the work among the counties, I advanced to Col. Cobb, in accordance with the spirit of the resolution, \$3,000, from the contingent fund, in part payment. The books have been received at the Library; and as many of them as may be necessary will be distributed among the counties, with the laws and journals of the present session.

The work is ably and faithfully executed, and does much credit to its distinguished author. It is expected that the remaining \$12,000, due on the State's subscription, will be appropriated at your present session.

WEIGHTS AND MEASURES.

An appropriation of \$10,000 was made at the last session, for the purpose of supplying all the counties not then supplied with standard weights and measures. Soon after the close of the session, I caused circulars to be addressed to the Clerks of the Superior Courts of the several counties, informing them of the fact of such appropriation, and requesting each to report to me whether his county was supplied with these standards; and further notifying each, that his county would be considered as supplied unless he furnished the information. In reply, I received information of the deficiencies which existed in 113 counties. From the remaining 19 counties no reply was received, and I was left to presume that each of the latter was fully supplied. I have since caused to be manufactured and supplied to each county whose clerk informed me of any deficiency, the standard weights and measures which were considered necessary. If the supply needed by any county has not been shipped to its nearest railroad depot, the fault rests with its own officer who failed to furnish information of its necessities.

I have also caused to be deposited in the State Arsenal, at this place, 27 sets of standards similar to those furnished

the counties above mentioned, which are subject to the future direction of the Legislature.

These weights and measures are of a very superior quality, and it is not doubted that they are entirely accurate. They were manufactured by John W. Kissam, of New York, under the supervision of Col. John T. Smith, of that city, who was formerly a Secretary in this Department.

CENSUS OF 1859.

In accordance with the requirements of the Constitution, the last Legislature made provision for taking the State Census this year, which has been done; and it will become your duty to make the septennial apportionment of members among the respective counties, in proportion to their respective population.

LIBRARY.

For several years past, an annual appropriation has been made, of \$1,000, to increase the State Library. It should be the pride of Georgia to supply herself with a library as extensive and valuable as that possessed by any other State in the Union; and I trust her Representatives will continue to provide for its annual increase.

The Library is at present kept in one of the rooms of the Capitol, which is entirely too small for the purpose. Many valuable books and documents, for want of room in the Library, are now kept in the basement rooms of the State House, where, on account of the dampness of the rooms, they are much injured. I therefore recommend that an appropriation of \$10,000, or such other sum as may be necessary, be made, to build a fire-proof brick building on the public ground east of the State House, to be used for the purpose of a Library.

MINERALOGICAL AND GEOLOGICAL SURVEY.

In the event of a future mineralogical and geological survey of the State, one of the rooms in the proposed new building might be used as a Cabinet for the deposit of valuable specimens of ores, fossils, &c. I do not doubt that such a survey would bring to light immense wealth, which is now buried in the bosom of our State. I therefore renew the recommendation made in my message to the last Legislature, that provision be made by the State for such a survey.

BOUNDARY LINE BETWEEN GEORGIA AND FLORIDA.

I am informed that the last Legislature of Florida agreed to the propositions contained in the joint resolutions passed by the Legislature of this State at its session of 1857, for the settlement of the boundary line between these States, upon the basis agreed upon by the late Executives of the two States. The Governor of Florida, being desirous that

the line between the terminal points which have been agreed upon be re-surveyed, as contemplated by the joint resolution of the Legislatures of the two States, has appointed B. F. Whitner, Esq., as Surveyor on the part of Florida; and I have appointed Prof. Orr, of Emory College, as Surveyor on the part of Georgia, who will proceed soon to run the line, and thus terminate, I trust, all further misunderstanding between the two States, in reference to this vexed question.

I recommend the passage of an Act authorizing the Governor, so soon as the survey is completed, to draw his warrant upon the Treasury for such sum as will compensate Prof. Orr, for his services.

ATLANTIC AND GULF RAILROAD.

In May last, I visited the Atlantic & Gulf Railroad, and I take great pleasure in saying that I consider it an excellent road, so far as it is completed, reflecting great credit upon the able, energetic and efficient officers who have had the work in charge, and upon the trustworthy and intelligent board of directors who have the supervision and direction of its affairs. While the work seems to have been faithfully done, my opinion is that those having the control have permitted no wasteful or extravagant expenditure of the State's money. In common with the citizens of Georgia, I deeply regret the death of Dr. James P. Screven, the late able and untiring President of this Road. It is said, that in his extraordinary efforts to push forward to its completion this great thoroughfare, which is to give new life and energy to a large and very interesting section of our State, he contracted the disease which terminated his valuable life. The work, when completed, will stand as a well deserved monument to his memory. The Board of Directors, since the date of my last Message having certified to me, as the statute requires, that the second, third, and fourth instalments, of sixty thousand dollars each, have been paid in by the private stockholders, on their subscription, I have, in each case, issued fifty thousand dollars of the State's bonds, as the statute directs, and delivered them to the company, at par, as the State's installments due upon her stock. The whole amount of bonds issued to this time, on account of the road, is \$250,000, for which the State holds that amount of stock in the company. The Directors having lately notified me that the fifth installment of \$60,000 has been lately paid in by the private stockholders, I have prepared \$50,000 more of the bonds, which are now ready for delivery, and will be demanded in a few days.

STATE AID.

In my annual message to the last Legislature, I gave it as my opinion that it would be good policy for the State to lend her credit to aid in the construction of such other railroads as may be necessary to the more full development of her vast resources, *provided* she be made perfectly secure, beyond doubt, against ultimate loss. I still entertain the same opinion. In lending her aid in the construction of a road, I only propose that the State indorse the bonds of the company, after a reasonable proportion of the road is first completed, for a sum sufficient to purchase the iron to complete the rest, as fast as the company, at its own expense, shall have first graded the road and laid down all the timbers and superstructure, ready for the iron.

For the purpose of securing the State against loss, on account of this liability, I propose that she take and retain a mortgage or statutory lien upon the entire road, as well the part completed before her liability was incurred as the part completed afterwards, with all the superstructure, rolling stock, fixtures, franchises, and appurtenances of every character belonging to the company, with the right to sell the whole, after sixty or ninety days advertisement, whenever the company fails to meet and promptly pay any installment of interest or principal due on said bonds. And should any portion of the State's liability remain unextinguished, after the sale of the road, I propose that the whole deficiency, whatever may be the amount, be divided among the solvent stockholders, in proportion to the number of shares owned by each, and that the Comptroller General, under an order from the Governor, issue execution immediately against each, for his proportion of the deficiency, to be levied and collected by the Sheriff of the county in which the defendant resides, or of any county in which he may have property. This would, in my opinion, make the State amply secure. Indeed, it is not probable that she would ever have to call upon the stockholders to make up a deficiency, after the sale of a road; as it is not reasonable to suppose that any company of sensible men, simply because the State would agree to indorse their bonds under the very binding restrictions above proposed, for a sum sufficient to purchase the larger part of the iron, would ever invest their capital in grading and building a road which would be of so little value, when completed, that the whole road, and all its appurtenances, including the iron upon the entire track, and all the rolling stock, would not bring, if sold, a sum sufficient to pay for only the part of the iron for the price of which the State would be liable.

Capitalists do not usually invest their money where they not only expect no dividends or incomes, but the loss of the

principal, with an ultimate liability to future additional loss; consequently, it is not reasonable to suppose that the stockholders in any company, under the proposed plan, would undertake to build a road, and receive the State's aid by the indorsement of their bonds, unless they were satisfied that the road was a public necessity, and that the stock, after the road should be completed, would pay reasonable dividends.

The law, if passed, should be a general one, giving to every company in the State, engaged in the construction of a railroad, the same aid, subject to the same liability. It may be objected, that the terms upon which it is proposed to grant the aid are so onerous that no prudent company would avail themselves of its benefits, and that no encouragement would be given by the proposed plan to the development of the resources of the State; and it may be asked, what are the advantages of State aid, under this plan? To this it may be replied, that the company, with the State's indorsement upon its bonds, can sell them at par in the market, and thereby save itself from the ruinous loss which it would have to bear; should it be compelled, by its necessities, as such companies often are, to expose its bonds in the market, without such indorsement, for the purpose of raising money to complete its road. Many companies, which are now doing a prosperous business, while constructing their roads, were compelled to sell their bonds at sixty cents in the dollar, to raise money with which to complete them. Had the bonds of any such company had the proposed indorsement, they would have commanded par in the market, and thus over one-third of the cost of construction would have been saved to the company. As an illustration, suppose it will cost \$600,000 to build a road between two given points, and the road, if built, would be of much public utility, and do much to develop the resources of an interesting section of the State, and a solvent company, without the cash at present, undertakes to build it upon credit, by the sale of its bonds, as such roads are often built, the bonds must be offered in the market, and will bring only sixty cents in the dollar. It will cost \$1,000,000 of bonds to raise the \$600,000 in cash. When due, these bonds must be redeemed by the company at par. It will, therefore, cost the company \$1,000,000 to build the road. But, suppose the State indorses the bonds; they will then bring par; and \$600,000 of the bonds will bring \$600,000 in cash. The company, in that case, would have but \$600,000 of bonds to redeem; consequently, it would cost them only \$600,000 to build the road. The State's indorsement would, therefore, be worth \$400,000 to the company. The State would remain perfectly secure, and have her resources greatly developed, and the lands of her citizens in the vi-

cinity of the road much enhanced in value, which would increase not only the aggregate wealth of the people, but the amount of taxes due the State.

Without the endorsement of the State the Road would not probably be built. Before the company would undertake to build it, the Stockholders, as prudent men, would calculate the per cent; it would probably pay in dividends after its completion; and they might be satisfied that it would pay eight per cent upon the cost, if it could be built for \$600,000, and be willing in that case to incur the liability and proceed with the work. Should it, however, cost \$1,000,000 to build the same Road, it could then pay in dividends from the same amount of business, but little over half of eight per cent, and in that case, they would refuse to incur the liability or to proceed with the work. Consequently, the road would not be built; the resources of the section would not be developed; the price of lands would not be raised, and the amount of tax paid into the Treasury would not be increased. Hence, I conclude that it will be a wise policy on the part of the State to grant the aid upon these terms, that no prudent company will receive it until the stockholders are satisfied that the road will pay when completed, and that the aid will be very valuable to a company engaged in building such a road.

It is sometimes said that in justice to the railroad companies already in existence, the State should not aid or encourage the building of other roads which may come in competition with those now in operation. Some of these companies are now making very large profits, and while I desire to see them prosper, and would not wish to see their dividends reduced below a point where the stock would be reasonably profitable, no matter how much other interests might be thereby promoted, I am unwilling that such sections of the State as are without railroads should be denied their benefits on the ground that the large incomes of some of the wealthy companies now in existence, might be reduced by giving these sections an opportunity to participate in the advantages which would result to them from the construction of other roads. Indeed, I entertain no doubt that the interest of the people requires that the number of roads be increased till no one shall have a monopoly of the business of any very large portion of the State, *provided* that each shall be left with sufficient business to make its stock reasonably remunerative. The greater the competition between the roads the lower will be the freight and fare, and the better for the interest of those who travel and ship freight over them. When there is no competition, for the purpose of accumulating larger incomes, the freights are usually placed by the Company at a very high figure, and the shipper must bear the loss.

Again, I deny that any Company has a right to complain that injustice has been done it by the State, should she permit or encourage the building of such roads as the interest of her people in different sections require, which do not in any manner violate the chartered rights of such company. Most of our railroad charters contain guaranties to the respective companies, that no lateral road shall be built within a certain number of miles of the road of the company to which the guaranty is given; say twenty miles, as an instance. These corporations claim that the charter is a contract between the State and the company, and they cling with tenacity to every chartered right given them by this contract, and exercise it, if profitable, no matter how onerous its exercise by them may be to other interests in the State. They should therefore be content with the contract; and should not be heard to complain when the State exercises rights reserved by her when she granted to them their charters. The State, in the case above supposed, as an instance, when she granted the charter, guarantied to the company an exclusive right over a strip of her territory forty miles wide. With this guaranty they were content, accepted the charter, invested their money, and built the road. The interest of a large number of persons outside of the limits embraced in the guaranty probably afterwards requires that they have a road; the State encourages its construction and it is built. What injustice is done to the first company and how have they been deceived? They have the full measure of their rights, and the full benefits of what they insist upon as their contract. It is true, they may not have so large a monopoly as they desire, but they have all they contracted for, while another portion of the State is developed, and the people have the benefits of low freights resulting from the competition.

The State has taken stock in two railroad companies. I oppose this policy, and do not think she should be a partner with her citizens in such an enterprise. My opinion is that she should have no interest in any property over which she has not the entire control. By endorsing the bonds of the company, with ample security, she complicates herself with none of its private management or affairs.

BANKS AND BANKING.

By the second section of the Act of 22d December, 1857, usually known as the bank Act, it is enacted that "when any bank or banks now incorporated or which may hereafter be incorporated in this State, shall refuse or fail to pay specie for any of its bills, notes or drafts, or other writing for which they may be bound, when demanded by any individual or individuals, shall be liable to suit thereon in any of the Courts of law or equity in this State, and such individu-

al or individuals, in addition to the principal of said notes and the lawful interest thereon, shall receive ten per cent. damages for such refusal or failure upon the amount so refused or failed to be redeemed in specie; and it shall be the duty of all juries, in such cases, to find a verdict in favor of the plaintiff against such bank, or banks, for the principal, interest and damages," &c.

For the purpose of protecting the people of the State as far as possible against the evils of Bank suspensions in future, and of restraining the banks from such reckless and extravagant speculation and over issues as usually lead to suspension, I recommend that the above recited law be so changed as to make it the duty of the jury, in every such case as that mentioned in the statute, to find for the plaintiff the principal and interest due upon each bank note, or other obligation which the bank has refused to redeem in specie on demand, with twenty five per cent damages; the interest to be computed from the time of the refusal to redeem the note in specie when presented; and that the plaintiff be entitled to judgment at the first term of the Court.

I also recommend, that the penal code of this State be so changed as to declare that a future suspension of specie payment, by any bank in this State, shall be adjudged as conclusive evidence of fraud on the part of the President and directors of such bank; and that the same be declared to be a high misdemeanor; and punished by confinement and hard labor in the Penitentiary of this State, for a term not less than five, nor more than ten years; and that the Grand Jurors of each county in this State, in which a bank is located, shall, at the opening of each term of the Court, in addition to the oath now prescribed by law, further swear that they will diligently inquire, and true presentment make of all cases of bank suspension which have occurred in the county since the last term of the Court; and in case any Grand Jury shall present any bank as having suspended specie payment, that it shall be the duty of the Solicitor General forthwith to make out bills of indictment against the President and Directors of such bank. In my message to the last Legislature, I expressed the opinion, that in view of all the imperfections and abuses of our present banking system, we should do all in our power to bring about its complete reformation; and if this be not possible, that we should abandon it entirely. I consider that the people of Georgia have endorsed this opinion; and I respectfully urge upon their representatives the enactment of such laws as will carry it into practical effect. The liability of the banks and bank officers, should be made so stringent as to deter them in future from trifling with the rights of the people, for the purpose of advancing their own interest and their own speculations.

EDUCATION.

The last Legislature, by its liberal enactments and enlightened views upon the subject of Common School Education, not only rendered the State a most valuable service and entitled itself to the thanks of the whole people, but set an example of liberality in favor of education which challenges the approbation and deserves the imitation of all its successors. It is true, the Common School System adopted, was not perfect, nor was this to have been expected. So great a work must be progressive and a succession of wise enactments, guided by the light of experience, can alone perfect it. But the last Legislature did take a most important step in the right direction. It laid broad and deep the foundations of a system upon which, if its successors are equally wise, a most beautiful and perfect structure in all its magnificent and symmetrical proportions, will soon be reared.

In addition to the sum heretofore appropriated and distributed annually for education, it made an annual appropriation of \$100,000, to be paid out of the net proceeds of the W & A. Road; and provided that the School fund should be further increased, annually, as fast as the public debt is decreased; and that the interest heretofore paid to the State's creditors, shall in future as fast as the debt is paid, be added to the School fund, and distributed for educational purposes.

This \$100,000 appropriation was made under the supposition that the net incomes of the State Road would not exceed \$300,000, per annum. As before stated, the Road has during its last fiscal year, paid into the Treasury of the State \$402,000, clear of all necessary expenses and repairs.

Estimating the future incomes from the Road at a like sum per annum, I see no just reason why the annual appropriation for school purposes, may not be safely increased to \$150,000, exclusive of the interest on the old fund, and the interest on the bonds which are to be issued for educational purposes as the State debt is paid. I earnestly recommend this increase of \$50,000, per annum, in the annual appropriation. If this be made, the amount for distribution, next year, from the State Treasury for Educational purposes, will be nearly \$200,000.

DEPOSIT WITH BANK OF SAVANNAH.

The School Act of last year authorized me to deposit the School Fund, and other surplus funds in the Treasury, with any of the banks of Augusta or Savannah, at interest, upon the best terms I could make with the banks. Under this authority, I was able, on the 14th day of January last, to deposit the sum of \$100,000 with the Bank of Savannah; for which it gave its obligation to pay interest on the amount, at the rate of seven per cent. per annum, till the

third Monday in the present month, which is the time fixed by the statute for the distribution of the fund among the counties. The interest to be received from the bank will be nearly \$6,000, which will be added to the amount to be distributed, together with some \$10,000 of surplus in the Treasury. As an inducement to the bank to take the \$100,000, on these terms, I agreed to give it the benefit of the other deposits of the State, for which it furnishes the Treasurer, without premium, all the Northern Exchange needed in payment of the interest on the public debt, &c. Justice to the Bank of Savannah requires me to state, that it has been prompt and liberal in the discharge of its obligations to the State; and that I was fully convinced, after a correspondence with several other banks in the cities of Augusta and Savannah, in reference to this deposit, that the Bank of Savannah was disposed to act a more liberal part towards the State, for the increase of the School Fund, than any other bank with which I corresponded upon the subject. It was the *first* to obey the law, and make its returns as required by the Act of 1857. I consider it not only a solvent institution, but as prompt and reliable as any bank in the State.

SCHOOL COMMISSIONERS.

The second Section of the School Act of 1858 imposes upon the Grand Jury and Ordinary of each county, the duty of devising a plan for the advancement of education in the county, and gives them absolute control over the application of the fund. This portion of the law would seem to require amendment. The appropriate duties of the Grand Jury connected with the Court, usually require their entire time, while in session; and they cannot, in connection with their other duties, give to this subject the attention which its importance demands. I therefore recommend such change in the law as will transfer this jurisdiction to an intelligent Board of School Commissioners, to be chosen annually by the Justices of the Inferior Court and Ordinary of each county.

SUPERINTENDENT OF EDUCATION AND ORDINARIES.

The School Fund of each County is now paid by the Treasurer of the State to the Ordinary of the county, who is under bond for its proper application and faithful disbursement. The sum now annually distributed is large, and there is no provision of law which requires each Ordinary to report to the Governor or the Legislature, or to any other authority at the Capitol, how he has disposed of the fund in his hands. To prevent any misapplication of this fund, and for the purpose of holding all persons who have control of public money to a strict accountability, I recommend the appointment, in such mode as may be thought best, of a Superintendent of Education for

the State, who shall keep his office in the State House, and to whom every Ordinary in the State shall make annually, a full and complete report of the disbursement of the School Funds which he has received from the Treasury, accompanied by the necessary receipts and vouchers, to be recorded in the office of the Superintendent, in a book or books, to be kept by him for that purpose, with power in the Superintendent to call any Ordinary in the State to an account, at any time; and in case any one shall be found in default, to issue execution immediately against such Ordinary and his sureties, for the sum for which he may be so in default, with 20 per cent. upon the amount till the same be paid. Common prudence would seem to dictate this necessary safeguard, where so large an amount of public money is distributed among so numerous a class of persons.

MODE OF ASCERTAINING THE NUMBER OF CHILDREN.

The statute makes it the duty of the Receiver of Tax Returns, and the Grand Jury, in each county, to ascertain the number of children between the ages of eight and eighteen. It is believed this has not been so successful in practice as the old laws upon the subject of the enumeration of the poor children, which made it the duty of the Justices of the Peace, in their respective Militia Districts, to ascertain the number, under the supervision and control of the Ordinary.

SUBSTITUTION OF NEW STATE BONDS FOR OLD ONES.

I have found it impossible to call in all the bonds of the State in the hands of her creditors, as contemplated by the ninth Section of the School Act, and to issue to the creditors, in lieu of them, other bonds falling due in equal annual installments, till the whole debt is extinguished. The bondholders are under no obligations to return their bonds and receive others of like amount falling due at different times; and many of them refuse to do so.

\$100,547 50 OF BONDS AND INTEREST NOT DUE, AND \$50,-
500 OF BONDS DUE, PAID.

There being a large unexpended balance in the Treasury, after providing for all legal appropriations, including interest upon the public debt, and fifty thousand five hundred dollars of the bonds which fell due during the year, with a view to carry into effect, as far as possible, the objects of the Act, I ordered the Treasurer to give notice, in the public gazettes, that he would redeem, at par, at the Treasury, or in Augusta or Savannah, the bonds of the State not yet due. After several months of advertisement, he was able to find only \$99.-250 of bonds not due, which the holders were willing to part with at par. These he redeemed, together with \$1,-

297 50 of interest which had accrued upon them, which was not yet due.

\$150,000 OF EDUCATIONAL BONDS ISSUED.

As directed by the Statute, I have issued, upon the redemption of these bonds, \$150,000 of new bonds, dated the first day of this month, due twenty years after date, bearing six per cent. interest, payable annually. These bonds are payable to the Secretary of State, as the trustee of the Educational Fund of Georgia; and are deposited in his office; the interest upon which will, in future, be distributed annually as part of the School Fund.

DUTY OF ORDINARIES.

The seventh Section of the School Act authorizes the Governor, before drawing his warrant upon the Treasury for the amount of school fund to which each county is entitled, to direct each Ordinary to furnish him with the number of children in his county between the ages of eight and eighteen—the number taught the elementary branches of an English education, the number taught the higher branches of education, and the rates of tuition in the elementary branches, and in the higher branches, and all other *facts* and *statistics* which the Governor may require said Ordinaries to obtain and return, and which may be deemed useful in aid of future legislation.

Under this Section, I caused circulars to be addressed to all the Ordinaries of this State, calling on them to furnish such facts and statistics as, in my opinion, might be useful in aid of future legislation. Most of the Ordinaries have performed their duty and forwarded the necessary information. Some have, however, made very imperfect returns; and some have made none. It may become my duty to withhold the fund from the counties whose Ordinaries are in default, till they shall have made their returns. In such case, I shall not fail to make known to the people of the county the reason why the fund is withheld, and give them an opportunity, at the ballot-box, to hold the proper officer responsible. The Ordinary in each county has power to withhold the fund from the Teachers till they furnish him with the necessary information. This will, no doubt, be sufficient penalty to enforce performance of duty on their part.

SCHOOL STATISTICS.

Thus far returns have only been received from 102 counties. These returns contain much valuable information. I have had them arranged in a statistical table, which is in this office, and will be at all times subject to the inspection of Members of the Legislature. So soon as the Ordinaries of the other counties shall have made their returns, the ta-

ble will be printed, if desired by the General Assembly. The returns from those 102 counties, furnish the following among other interesting facts. Whole number of children between the ages of 8 and 18—107,825. Number between 8 and 18 taught in 1859,—67,155; total of all persons taught, 79,922; of these 45,090 are males, and 34,832 are females.—Whole number of males taught in the elementary branches 29,238, number of females, 22,681. Whole number of males taught the higher branches, 8,032, females, 7,613. Average tuition, per annum, in the elementary branches, \$15 50, in the higher branches, \$26 00. Whole number of school houses, 1775; number of schools, 1777. Number of Methodist Male Colleges, 4, in which there have been taught 358 pupils; Methodist females Colleges, 4, pupils 524; Baptist Male Colleges, 3, pupils 297; Baptist Female Colleges, 4, pupils, 322; Presbyterian Male College, 1, pupils 97; Presbyterian Females Colleges, 3, pupils 325; Colleges and High Schools not sectarian, male, 16, pupils, 773, female 16, pupils 1222; number of Academies, 57. Out of the 102 counties 99 have appointed boards to examine teachers, and 1297 teachers have passed an examination. The Ordinaries of only 49 of the counties of this State, have given bonds as required by the statute for the proper disbursment of the school fund. The remaining 83 have not yet complied with the law, in this particular, and will not be entitled to draw the fund until they shall have given bond, as directed by the statutes. For the benefit of their constituents, I shall have the names of the defaulters published soon.

SCHOOL TAX COLLECTED BY COUNTIES.

It further appears by these returns, that the proper authorities of only 84 of the 102 counties, have levied and collected each a county tax to be added to the school fund of the county. The counties of Clarke and Effingham, have each assessed fifty per cent upon the State Tax for school purposes. This is the highest per cent levied by any county.—The county of Meriwether only assessed five per cent upon her State Tax, which is the lowest per cent levied by any one of the 84 counties. The aggregate amount raised by the 84 counties for school purposes, is \$64,997. As each of quite a number of the counties, which draws its just proportion of the amount distributed from the State Treasury, refuses to raise any additional sum by taxation, I recommend such change in the law as will authorize the Governor to withhold from each county in the State, after this year, its proportion of the State fund, till its proper authorities shall have levied and collected a tax of at least 25 per cent upon the State Tax, to be added to the amount which it receives from the State for educational purposes. Many of the counties would no doubt

raise over 25 per cent, as matter of choice. If each county should assess and collect but 25 per cent, this would amount to about \$100,000; which, added to the \$200,000 distributed from the Treasury, should the annual appropriation be increased as above recommended, would increase the amount of public money to be expended next year for education, to \$300,000, which sum would be still further increased annually from the interest on the bonds to be issued upon the payment of the public debt. This \$300,000 annually would be equivalent to six per cent upon a school fund of \$5,000,000, a fund of which any State might justly be proud. Even this, however, would be only three fourths of the annual net incomes to the Treasury from the State Road. Probably no State in the Union is now in a condition to do so much for the advancement of education, with so little of the burdens of taxation to her people. The incomes from her public property, if wisely expended, will enable her to build up a magnificent school fund, while her people pay a smaller tax than the people of any State in the Union.

The past year has been one of prosperity, during which our kind Heavenly Father has bestowed rich blessings upon the people of our noble State. With hearts full of gratitude let us humbly invoke his aid in all our deliberations for the public good.

JOSEPH E. BROWN.

Leave of absence was granted Mr. Screven, of the county of Chatham, on special business.

Mr. Lester, of Cobb, offered the following resolution which was taken up, read, agreed to, and transmitted forthwith to the Senate, to-wit :

Resolved, That the Clerk be directed to inform the Senate that the House will be pleased to receive that body in the Representative Hall at 3½ o'clock this afternoon, for the purpose of counting out, adding up, and consolidating the

The following bills were reported and read the first time, votes polled for Governor at the last election.

to-wit :

Mr. Gibson, of Richmond, reported

A bill to be entitled an act for the relief of William J. Eve, William H. Goodrich, and Josiah Harris, Executor of William R. Ruffin, deceased.

A bill to authorize the Inferior Court of Richmond county to levy an extra tax, &c., and,

A bill to give to endorsers the control of "fi fas" and judgments paid off by them.

Mr. Tatum, of Dade, reported

A bill to compensate the Grand and Petit Jurors, of the county of Dade, and authorize the levying of a tax for the same.

Mr. DeLony, of Clarke, reported

A bill to organize a Law School with the University of Georgia, and provide a Library for the same.

Mr. Lumpkin, of Clark, reported

A bill to compell the chartered Banks of this State, once in every year, to publish a list of their Depositors and the amount due to each ; and,

A bill to incorporate the "Lucy Cobb Institute" for the education of young ladies in the town of Athens.

Mr. Anderson, of Bibb, reported

A bill to appropriate money to defray the expenses of the pupils of the "Georgia Academy for the Blind," and to provide furniture, apparatus, and books, for said "Academy."—Also,

A bill to amend the charter of the South Western Rail Road Company, and to authorize an increase of the Capital Stock of said Company.

Mr. West, of White, reported

A bill to reduce the Sheriff's bond in the county of White.

On motion of Mr. McWhorter, of Greene, four hundred copies of the Governor's Annual Message, and three hundred of the accompanying documents were ordered to be printed for the use of the House.

The House adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

The following Message was received from the Senate by Mr. West, their Secretary

Mr. Speaker :—I am directed by the Senate to inform the House of Representatives that they have agreed to a resolution bringing on certain elections therein specified on Saturday the 6th instant, in which they ask the concurrence of the House.

Mr. Williams, of Muscogee, reported

A bill to incorporate an Insurance Company in the city of Columbus to be called, "The Western Georgia Insurance Company," which was read the first time.

The hour of 3½ o'clock having arrived, the President and Members of the Senate attended in the House of Representatives and the General Assembly proceeded to examine and count out the votes returned from the several counties of this State for Governor, and on counting out and consolidating the same, it appeared that Joseph E. Brown had received sixty three thousand, seven hundred and eighty four votes, and that the Hon. Warren Akin had received forty one thousand, eight hundred and thirty votes.

The Hon. Joseph E. Brown having received a majority of the whole number of votes given in, he was duly elected Governor of Georgia for the ensuing two years

The members of the Senate then returned, and the House on motion of McWhorter, of Greene, adjourned until tomorrow morning at 10 o'clock.

FRIDAY, NOVEMBER 4th, 1859.

The House met pursuant to adjournment.

Mr. Tuggle of Campbell, offered the following resolution which was taken up, read and agreed to, to-wit :

Resolved, That a committee of five be appointed to join such committee as may be appointed by the Senate, to wait on his Excellency Joseph E. Brown, inform him of his election as Governor, and request his acceptance of the same.

The Speaker appointed, under this resolution, Messrs. Tuggle, Lofton, McWhorter and Mintz.

Mr. Lester of Cobb, offered the following resolution which was taken up, read and agreed to, to-wit :

Resolved, That a committee of five be appointed by the House to co-operate with a similar committee of the Senate

in making suitable arrangements for the inauguration of the Governor elect, and to invite distinguished persons to attend the ceremonies.

The Chair appointed under this resolution, Messrs. Lester, Sprayberry, Thrasher, Harkness, and McComb.

The following message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker:—I am directed by the Senate to inform the House of Representatives that they have agreed to a resolution bringing on certain elections therein specified, in which they ask the concurrence of the House.

I am also directed to inform the House of Representatives that the Senate appointed Messrs. Paine, Seward, Printup, Gartrell and Ward, as a committee to join such committee as may be appointed by the House to make suitable arrangements for the inauguration of the Governor elect and to invite distinguished individuals to attend the same.

On motion of Mr. Ely of Dougherty, the rules were suspended and the following Senate resolution was taken up and read, to-wit:

Resolved, That upon concurrence of the House of Representatives in this resolution, the General Assembly do meet in the Representative Hall on Saturday, 5th inst., at 3½ o'clock, P. M., for the purpose of electing two Judges of the Supreme Court, to succeed the Hon. Henry L. Benning and the Hon. Linton Stephens, whose terms of office expired or will expire before the next session of the Legislature.

Mr. Deloney proposed to amend by inserting in lieu of the period mentioned, Thursday, November tenth, at 10 o'clock A. M., the same was received.

Mr. Tatum, moved to insert and a United States Senator, upon this proposition the yeas and nays were required to be recorded.

There are yeas 76. There are nays 81.

Those who voted in the affirmative are Messrs :

Allan,	Fain of Gordon,	Hicks,
Baugh,	Farnell,	Hockenhull,
Broyles,	Finney,	Holland,
Brewton of Forsyth,	Fortner,	Howell of Lowndes,
Cason,	Gay,	Hutchins,
Clarke of Elbert,	Glass,	Irwin,
Colvard,	Gibson of Warren,	Johnson,
Coleman,	Goodman,	Joiner,
David,	Green of Houston,	Jones of Mitchell,
Earl,	Hardin,	Keeling,
Echols,	Harkness,	Kennon,
Ector,	Harper of Sumter,	Knowles,
Edmondson,	Harris.	Lofton,
Fain of Gilmer,	Heath,	Martin,

McCants,	Patton.	Sprayberry,
McComb,	Perry,	Sweat,
McDonald of Lump-Pilcher,		Tapley,
kin.	Prescott,	Tatum,
McDonald of Mur-Price,		Taylor,
ray.	Register,	Tuggle,
McEver,	Render,	Vaughn,
McGar,	Richards,	Ware,
McLendon,	Rozier,	West,
Mitchell,	Scott,	Whaley,
Norwood,	Smith of Coffee,	Williams of Clinch,
Patrick,	Smith of Hall,	Wofford.

Those who voted in the negative are Messrs :

Alexander,	Grovenstein,	Mintz,
Anderson,	Harper of Henry,	Morris,
Barksdale,	Hartridge,	Mullens,
Blakey,	Henderson of Hen-	Nobles,
Bivins,	ry,	Parks,
Brantley,	Henderson of New-	Pitts,
Brinson,	ton,	Ragsdale,
Brown of Houston,	Henderson of Worth	Reeder,
Brown of Sumter,	Herington,	Selman,
Brewton of Tatt-	Hogans,	Settle,
nal,	Holden,	Sharpe,
Clarke of Monroe.	Holloman,	Sims,
Cock,	Hopkins,	Smith of Bryan,
Conley,	Horsley,	Smith of Towns,
Cook,	Howell of Milton,	Smith of Twiggs,
Cullens,	Hurst,	Sockwell,
Daniel,	Jones of Rabun,	Solomons,
Delamar,	Kelly,	Stewart,
Delony,	Key,	Strickland,
Dixon,	Knox,	Terrell,
Dufour,	Lewis of Greene,	Thrasher,
Eberhart,	Lester,	Turner,
Ely,	Lumpkin,	Underwood,
Fain of Union,	Lumsdell,	Vanover,
Fannin of Morgan,	Mays,	Whittle,
Fannin of Troup,	McCrairy,	Williams of Musco-
Fleming,	McRea,	gee,
Green of Cobb,	McWhorter,	Worley,

So the amendment was not received.

The resolution as amended on motion of Mr. Deloney of Clarke was then concurred in.

The following message was received from the Senate by Mr. West their Secretary.

Mr. Speaker : I am directed by the Senate to inform the House of Representatives that they have appointed Messrs. Printup, Hill of Troup and Johnson of Cass, as a committee

to join the committee appointed by the House to inform Joseph E. Brown, Governor elect, of his election and to request his acceptance of the same.

The following resolution of the Senate was on motion taken up, read and concurred in, to-wit:

Resolved, By the Senate and House of Representatives that both branches of the General Assembly do convene in the Representative Hall on Saturday the 5th inst., at 10 o'clock, A. M., to proceed to the election of Secretary of State, Comptroller General, Treasurer, Surveyor General, Director of the Bank of the State of Georgia and State Printer.

The following bills of the House were read the second time and committed for a third reading, to-wit:

A bill to authorize the Inferior Court of Richmond county to levy an extra tax &c., and,

A bill for the relief of William J. Eve, W. H. Goodrich, and others, securities.

The committee appointed on the part of the House to wait upon the Hon. Joseph E. Brown, in connection with a similar committee on the part of the Senate, and inform him of his election as Governor of Georgia, request his acceptance of the same, and ascertain at what time he would be prepared to meet the General Assembly to take the oath of office, reported by their chairman Mr. Tuggle, the performance of their duties, the acceptance of the Hon. Joseph E. Brown, and that he would meet the General Assembly at the hour of 12 o'clock M., to-day, for the purpose of taking the oath of office,

On motion of Mr. McWhorter of Greene, the House took a recess until 11½ o'clock.

The House again convened, and on motion of Mr. McWhorter of Greene, the Clerk was directed to inform the Senate that the House of Representatives were prepared to receive that body into their Hall, for the purpose of proceeding with the inauguration of the Governor elect, which duty being performed by the Clerk, the President and members of the Senate attended.

The Governor elect was introduced by the joint committee, attended by the State House Officers, the Judges of the Supreme Court, Reporter and Clerk, Judges of the Superior Courts, Members of Congress, ex-Governors and other distinguished visitors and citizens, when he addressed the General Assembly, and took the oath prescribed by the Constitution of the State.

The Governor attended by the committee, having withdrawn, the President and members of the Senate repaired to their Chamber, and the House adjourned until 10 o'clock A. M., to-morrow morning.

SATURDAY, NOVEMBER 5th, 1859.

The House met pursuant to adjournment.

On motion of Mr. Mintz of Jackson, the Clerk was directed to inform the Senate that the House was ready to receive that body into their Hall, and proceed to the elections set apart for this day.

Mr. Lewis of Hancock, offered the following resolution which was taken up, read and agreed to, to-wit:

Resolved, That George Hillyer, Esq., of the county of Walton, the assistant Clerk, act as Clerk of the House during the absence of James J. Diamond Clerk, who is excused from attendance on his duties for a few days on account, of illness in his family and that the Senate be informed of the appointment of Mr. Hillyer.

Leave of absence was granted Messrs. Horsley and Irwin of Washington for a few days on special business.

George Hillyer, Esq., was duly qualified as assistant Clerk of the House of Representatives.

The following bills were read the second time and committed for the third reading, to-wit:

A bill to appropriate money to defray the expenses of the pupils of the Georgia Academy for the Blind and to provide furniture, apparatus and books for said Academy.

A bill to compensate the Grand and Petit Jurors of the county of Dade, and authorize the levying of a tax for the same.

A bill to reduce the Sheriff's bond of the county of White.

A bill to incorporate "The Lucy Cobb Institute" for the education of young ladies in the town of Athens, and

A bill to amend the charter of "The South Western Railroad Company, and to authorize an increase of the capital stock of said Company.

The following bills were read the second time and referred to the Judiciary Committee, to-wit:

A bill to organize a Law School in connection with the University of Georgia, and to provide a Library for the same and,

A bill to give endorsers the control of fi. fas. and judgments paid off by them.

The following bills were read the second time and referred to the Committee on Rail

A bill to incorporate an Insurance Company in the City of Columbus, to be called "The South Western Georgia Insurance Company," and,

A bill to compel the Chartered Banks of this State once in every year to publish a list of their depositors and the amount due to each.

The President and members of the Senate were received and the General Assembly proceeded to the election of a Secretary of State, upon counting out the ballots it appeared that E. P. Watkins of the county of Baldwin, had received a majority of all the votes given in, and was therefore declared duly elected to said office for the two years next ensuing.

The election of Comptroller General being next in order the General Assembly proceeded to ballot therefor, the ballots being counted out, it appeared that Peterson Thweatt, had received a majority of all the votes cast, and was therefore declared duly elected Comptroller General for the next ensuing two years.

The General Assembly proceeded next to the election of a Treasurer, upon the ballots being counted out, it appeared that John B. Trippe of the county of Putnam was duly elected Treasurer for the ensuing term of two years.

The General Assembly then proceeded to the election of a Surveyor General, the votes being counted out and it appearing that A. J. Boggess of the county of Carroll, had received a majority of the whole number cast, he was declared duly elected Surveyor General for the next ensuing two years.

The election of Director of the Bank of the State of Georgia being next in order, the General Assembly proceeded to the same, which resulted in the election of Solomon Cohen of the county of Chatham.

The General Assembly then proceeded to the election of State Printer, upon the ballots being counted out, it appeared that S. N. Boughton of the county of Baldwin, had received a majority of the whole number cast, he was therefore declared duly elected for the next ensuing term of two years.

The Senate then withdrew to their Chamber.

The following message was received from the Senate by Mr. West their Secretary :

Mr. Speaker:—I am directed by the Senate to inform the House of Representatives, that they have concurred in the amendment of the House to the resolution of the Senate bringing on the election for Judges of the Supreme Court of the State of Georgia.

The House on motion of Mr. Lumpkin of Clarke, adjourned until 10 o'clock, A. M., on Monday.

MONDAY, NOVEMBER 7th, 1859.

The House met pursuant to adjournment.

The Hon. Thomas O. Wicker of the county of Washington and the Hon. William J. Rhodes of the county of Richmond, members elect from the counties above mentioned, produced their credentials, and having taken the oath prescribed by the Constitution of this State, and to support the Constitution of the United States, before the Hon. Isaiah T. Irvin, Speaker, took their seats.

On the call of counties the following bills were reported and read the first time, to-wit :

Mr. Allan of Burke, reported a bill to change the line between Hall and Banks.

Mr. Rozier of Banks, reported a bill to render the estate of deceased persons and of minors liable for Medical services rendered negroes of each estates during the time for which they are hired.

Mr. Sprayberry of Catoosa, reported a bill to compensate William T. Williamson, for services rendered the State of Georgia in 1851 and 1852.

Mr. Hartridge of Chatham, reported a bill for the relief of the securities upon the bonds of substituted trustees.

Mr. Screven of Chatham, reported a bill to give the receiver of Tax Returns of Chatham county, certain commissions.

Mr. Delony of Clarke, reported a bill to change and regulate the fees of Attorney's General and Solicitor's General in this State.

Also, a bill to amend An Act entitled An Act to incorporate the Yahoola River and Cane Creek, Hydraulic Hose Mining Company, assented to Dec. 11, 1858.

Also, a bill to incorporate the Etowah and Aurarica Hydraulic Hose Mining Company.

Mr. Glass of Clayton, reported a bill for the relief of Berry Chapman of the county of Clayton.

Also, a bill for the relief of J. C. Smith formerly of Fayette, now Clayton county.

Mr. Smith of Coffee, reported

A bill, fixing the time of holding the Inferior Courts in the county of Coffee.

Also, a bill to change the lines between Irwin and Coffee.

Mr. Johnson of Carroll, reported

A bill to incorporate the town of Bowden in the county of Carroll, and for other purposes.

Mr. Colvard of Columbia, reported

A bill, to entitle William Satterwhite of Columbia county to manumit a slave.

Mr. Tatum of Dade, reported

A bill, to repeal so much of An Act entitled An Act, to extend the corporation limits of the town of Hamilton in the county of Harris and other places therein named, and to incorporate the town of Trenton in Dade county, approved Feb. 18th, 1854. so far as relates to the town of Trenton; And to provide for working the streets of the town of Trenton.

Mr. Terrell of Decatur, reported

A bill, to incorporate the Bainbridge Volunteers.

Also, a bill to incorporate the Bainbridge and Florida Railroad Company.

Mr. Ely of Dougherty, reported

A Bill, To provide for the compensation of Sheriffs for summoning of Grand and Petit Jurors, in the County of Dougherty, and to levy a Tax for the same.

Mr. Henderson of Fayette reported

A Bill, For the relief of William Redwine, of the county of Fayette.

Mr. Brewton, of Forsyth, reported

A Bill, To allow the Superintendents of all Elections at precincts without the limits of a City, Town, or Village of the State, to close the polls of such elections after the hour of 4 o'clock, P. M., and for other purposes.

Mr. Thrasher, of Fulton, reported

A Bill, To extend aid to the Oglethorpe Medical College at Savannah, Georgia.

Mr. Lewis, of Greene, reported

A Bill, To abolish the public execution of criminals, condemned to death by the Laws of Georgia, and to provide for their Execution in private.

Also, A Bill, To expedite the progress of certain cases taken up to the Supreme Court, by Writ of Error.

Also, A Bill, To amend the third, seventh, and twelfth Sections of the first Article of the Constitution of this State.

Also, a bill for the relief of a portion of the legatees of William Watson deceased.

Mr. McWhorter of Greene, reported

A bill, to protect and encourage the erection of artificial fish ponds and to make any trespass on the same penal, and for other purposes.

Also, a bill for the relief of Miles G. Brown.

Mr. Mullens of Harris, reported

A bill to amend the Road Laws of this State, so far as relates to the county of Harris.

Mr. Harper of Henry, reported

A bill for the relief of John F. Jackson.

Also, a bill for the relief of Reuben Kelly of Henry county.

Mr. Greene of Houston, reported

A bill to amend An Act to incorporate the town of Fort Valley in the county of Houston, and to provide for the election of Commissioners for the same, approved March 3d, 1856.

Also, a bill to amend An Act to incorporate a corps of Infantry in the town of Fort Valley, and

Also, to incorporate the Oglethorpe Light Infantry of Savannah, and to confer certain privileges on the same, approved Dec. 11, 1858.

Mr. Young of Irwin, reported

A bill to appropriate money for the erection of a turn-pike and bridge across Allapaha near Irwinville on the road from Jacksonville, Telfair county to the town of Albany.

Also, a bill to consolidate the offices of Tax Collector and Receiver of the county of Irwin.

Mr. Howell of Lowndes, reported

A bill to remove the county site of Lowndes county, and to change the lines of Lowndes county, and for other purposes.

Mr. Holmes of Laurens, reported

A bill to add a portion of Johnson county to Laurens county.

Mr. McDaniel of Lumpkin, reported

A bill to provide for the proper distribution of the common school fund in the county of Lumpkin.

Mr. Hopkins of McIntosh, reported

A bill to change the times of holding certain elections.

Mr. Jones of Mitchell, reported

A bill for the relief of Seaborn Stringer, of the county of Mitchell.

Mr. Fannin of Morgan, reported

A bill to provide for a call of a convention to reduce the General Assembly of the State of Georgia and to make such other alterations in the Constitution as may be deemed essential, and for other purposes.

Also, a bill to repeal An Act authorizing the Georgia Railroad and Banking Company to build a branch road to the town of Eatonton in Putnam county, and to increase the capital stock of said Company, assented to on the 11th of December 1858.

Mr. Dixon of Muscogee, reported

A bill to allow Nicholas A. Long of the State of Florida to obtain letters testamentary according to law, now of force in this State, upon the estate of John Long deceased, of Washington county.

Also, a bill for the relief of teachers of poor children of Muscogee county, in the year 1853.

Also, a bill to give Charles N. Terry a minor of the county of Muscogee, the same privileges and make him subject to the same liabilities as though he were of lawful age.

Mr. Williams of Muscogee, reported

A bill to amend An Act entitled An Act to incorporate the Columbus Savings and Mutual Loan Association, approved March 1st, 1856.

Mr. Stewart of Newton, reported

A bill for the relief of J. O. H. P. Henderson.

Mr. Sweat of Pierce, reported

A bill authorizing the Inferior Court of Pierce county to assess an extra tax, for the purpose of building a Jail in said county.

Also, a bill to appropriate a sum of money to have obstructions removed from Allapaha river and render the same navigable for timber, rafts, lumber, wood, &c.

Mr. Mitchell of Pike, reported

A bill to change the names of certain persons and to legitimize the same.

Mr. McDonald of Murray, reported

A bill authorizing the Inferior Court of Murray county to levy an extra tax.

Mr. Taylor of Randolph, reported

A bill to constitute Cuthbert in Randolph county a city.

Mr. Delamar of Pulaski, reported

A bill to incorporate the town of Hawkinsville in the county of Pulaski.

Mr. Holden of Taliaferro, reported

A bill to prescribe the liabilities of in certain cases of persons hiring slaves.

Also, a bill to establish an armory in this State for the manufacturing of arms, and for other purposes.

Mr. Coleman of Randolph, reported

A bill to amend the road laws of this State.

Mr. Fain of Union, reported

A bill to provide for the payments of Solicitors General, and for other purposes.

Mr. Vanover of Terrell, reported

A bill to change the times of holding the Inferior Courts of the county of Terrell.

Mr. Patrick of Spalding, reported

A bill to amend the charter of the Griffin Light Guards of the city of Griffin.

Mr. Fain of Union, reported

A bill to repeal An Act increasing the salaries of the Executive and of the Judges of the Supreme and Superior Courts of this State, assented to December 22d, 1857.

Mr. Pilcher of Warren, reported

A bill to authorize the Ordinary of Warren county to pay certain money.

Mr. Cason of Ware, reported

A bill to allow certain citizens to peddle in the first Congressional District without license.

Also, a bill to authorize the Inferior Court of Ware, to levy an extra tax.

Mr. Broyles of Whitfield, reported

A bill to add an additional section to the twelfth Division of the Penal Code.

Also, a bill to compensate witnesses in the Militia Districts of this State.

Mr. Fortner of Wilcox, reported

A bill consolidate the offices of Tax Receiver and Collector in the county of Wilcox.

The following message was received from the Senate by Mr. West their Secretary.

Mr Speaker :—I am instructed by the Senate to inform the House of Representatives that the Senate have passed resolutions endorsing and approving the course of President Buchanan and Gov. Wise, at the late attempt at insurrection at Harper's Ferry, in which they ask the concurrence of the House of Representatives.

I am also instructed to inform the House of Representatives that they have passed,

A bill to be entitled an act to change the time of holding th Superior Courts in the counties of Lowndes, Brooks and Thomas, in the Southern Judicial District.

The following standing Committees were appointed by the Speaker :

On the State of the Republic :—Messrs. Smith of Towns, Ely, Hartridge, Harris, Fannin of Morgan, Gibson of Richmond McCombs, Lockett, Lofton, Taylor, Lewis of Hancock, Rozier, Knox, Holland, McEver, McRea, Tuggle and Delamar.

On the Judiciary :—Messrs, Lester, Hartridge, Fannin of Morgan, Lewis of Greene, Ely, Cook, Gibson of Richmond, Alexander, Sprayberry, Lofton, Dixon, Delony, Cullens, Solomon, Brown of Sumter, Fain of Union, Harris of Glynn, Henderson of Newton, Tuggle and Key.

On Agriculture and Internal Improvements :—Messrs. Williams of Muscogee, Harris of Glynn, Screven, Colvard, Fannin of Troup, Lofton, Lewis of Greene, Lewis of Hancock. Gibson of Richmond, Smith of Towns, Fain of Gilmer, Thrasher, Smith of Bryan, Whaley, Hopkins, Delony, Anderson, Finney, Patrick, Mintz and Render.

On Public Education :—Messrs. Lewis of Hancock, Key, Kennon, Lumpkin, Norwood, Strickland, Hopkins, Delamar,

David, Cook, Fain of Gordon, Green of Cobb, Sims, Barksdale, Colvard, Grovenstein, Wofford, Horsley, Herrington, Gibson of Warren and McComb.

On Finance :—Messrs. Lewis of Greene, Smith of Towns, McWhorter, Heath, Harkness, Delony, Bivins, Brantley, Brown of Houston, Wilson, Wicker, Turner, Dafour, Harper of Sumter, McDonald of Murray, Cook, Coleman, Patrick, Fannin of Troup and Key.

On Banks :—Messrs. Hartridge, Gibson of Richmond, Dixon, Eberhart, Clarke of Elbert, Whaley, Anderson, McLendon, Holden, Lester, Baugh, Lofton, Farnell, Brinson, Fleming, Pilcher, Thrasher, Grovenstein and Smith of Bryan.

On Enrollment :—Messrs. David, Jones of Mitchell, Lumpkin, Dixon, Sweat, Causey, Brewton of Tattnall, Glass, Fain of Union, Henderson of Newton, McCants, Holmes, Johnson. Wilson and Key.

On the Penitentiary :—Messrs. McWhorter, McComb, Mitchell, Morris, Hogans, Hicks, Cason, Graham, Ragsdale, Reeder, Worley, Mintz, West, Cullens, Brewton of Forsyth, Stewart, Delamar Delony and Coleman.

On Public Printing :—Messrs. Sprayberry, Allan, Brantley, Daniel, Blakey, Rhodes, Henderson of Henry, Tatum, Walton, Vaughn, Underwood, Tuggle, Terrell, Anderson, Williams of Muscogee, and Lester.

The House took up the report of the Committee on the bill to authorize the Justices of the Inferior Court of Dade county, to levy an extra tax to compensate the Grand and Petit Jurors of said county,

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the Committee on the bill, to incorporate the Lucy Cobb Institute for the education of young ladies, in the town of Athens.

Which report was agreed to, and the bill read the third time and passed.

Also, the report of the committee on the bill to be entitled an act to amend the charter of the South-western Railroad Company, and to authorize an increase of the capital stock of said Company.

Which report was agreed to, and the bill read a third time and passed.

The House took up the report of the Committee on the bill to be entitled an act to reduce the Sheriff's bond in the county of White.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the Committee on the bill to be entitled an act to appropriate money to defray the expenses of the pupils of the Georgia Academy for the blind

and to provide furniture, apparatus and books for said Academy, and the same was on motion of Mr. Lewis of Hancock, referred to the Committee on the Asylum for the Blind.

The House took up the report of the Committee on the bill to authorise the Inferior Court of Richmond county, to levy an extra, &c.

The report was agreed to, the bill was read the third time and passed.

Mr. Smith of Hall, presented a memorial praying the relief Mrs. Angelina Winters, signed by various citizens of Hall county.

Which was read and referred to the Judiciary Committee.

Mr. Key of Jasper, also presented a memorial praying for the relief John R. Dyers, executor of Anthony Dyer, deceased, of the county of Jasper.

Which was referred to a special committee, consisting of Messrs. Key of Jasper, Smith of Towns, Delony, Strickland and Lofton without being read.

Mr. David of Forsyth, offered the following resolution,

Resolved, That the Speaker appoint a committee of three to fix the hours of meetings and adjournments of the House of Representatives.

Mr. Lester of Cobb, offered the following resolution,

Resolved, That that portion of the Governor's message, which relates to a change of the Constitution of this State, so as to reduce the number of Senators and Representatives, be referred to a special committee of ten, so appointed as there shall be one member from each Congressional District, on said committee, whose duty it shall be to consider the entire quesitons involved in such change of the Constitution, and report to this House by bill or otherwise.

Mr. Tatum of Dade, offered the following preamble and resolution,

Whereas, The present condition of the Militia of Georgia, is entirely unknown so far as regards the effective service, and whereas the Militia laws of this State need revision or abolition, and for the purpose of more effectually and directly to attain the desired end, so necessary to action on this point:

Resolved, That a committee of one from each Congressional District be appointed by the Speaker, to take into consideration the laws of this State relative to the Militia and report such information thereon as they can obtain, together with such alterations or revisions as in their judgement the present circumstances may justify.

Mr. Broyles of Whitfield, offered the following resolution,

Resolved by the Senate and House of Representatives in general Assembly met, That both braches of the General Assembly,

convene in the representative Hall on Wednesday next at 10 o'clock, A. M., and proceed to the election of a United States Senator for six years, from the 3d day of March 1861 ; all of which were read and by rule of the House postponed until to-morrow.

Mr. Lewis of Hancock, offered the following resolution :

Resolved, That the Clerk of the House order one thousand additional copies of the report of the Comptroller General, for the use of its members, moving a suspension of the rules to take up the same, which motion prevailing the resolution was agreed to.

Mr. McWhorter of Greene, moved that the House do now adjourn.

Upon which motion Mr. Tatum of Dade, required the yeas and nays to be recorded.

There are yeas 90. There are nays 61.

Those who voted in the affirmative are Messrs :

Anderson,	Henderson of New-Perry,	
Barksdale,	ton,	Pilcher,
Blakey,	Henderson of Worth	Pitts,
Brantley,	Hogans,	Prescott,
Brown of Houston,	Holden,	Price,
Brown of Sumter,	Holland,	Register,
Causey,	Holloman,	Render,
Clarke of Monroe.	Howell of Milton,	Rhodes,
Cock,	Irwin,	Richards,
Colvard,	Jones of Mitchell,	Rozier,
Coleman,	Kennon,	Settle,
Conley,	Knowles,	Sims,
Cullens,	Lewis of Greene,	Smith of Coffee,
Delamar,	Lewis of Hancock,	Smith of Hall,
Dixon,	Lester,	Smith of Twiggs,
Echols,	Lofton,	Solomons,
Ector,	Lumpkin,	Stewart,
Ely,	Lumsdell,	Sweat,
Fain of Gilmer,	McComb,	Tapley,
Fannin of Morgan,	McCrairy,	Taylor,
Fannin of Troup,	McDonald of Lump-	Thrasher,
Fortner,	kin,	Turner,
Gay,	McGar,	Tuggle,
Grovenstein,	McWhorter,	Underwood,
Harkness,	Mintz,	Vanover,
Harper of Henry,	Morris,	Walton,
Harper of Sumter,	Mullens,	Whaley,
Harris.	Nobles,	Whittle,
Hartridge,	Norwood,	Wicker,
Henderson of Hen-	Parks,	Williams of Clinch,
ry,	Patrick,	Young,

Those who voted in the negative are Messrs :

Alexander,	Green of Cobb,	McRea,
Allan,	Green of Houston,	Mitchell,
Baugh,	Herington,	Patton.
Bivins,	Hicks,	Ragsdale,
Broyles,	Hockenhull,	Reeder,
Brewton of Forsyth,	Hopkins,	Scott,
Brewton of Tatt-	Hurst,	Screven,
nal,	Hutchins,	Selman,
Daniel,	Johnson,	Sharpe,
David,	Joiner,	Smith of Bryan,
Delony,	Jones of Rabun,	Smith of Towns,
Earl,	Keeling,	Sockwell,
Eberhart,	Kelly,	Sprayberry,
Edmondson,	Key,	Strickland,
Fain of Gordon,	Knox,	Tatum,
Fain of Union,	Mays,	Terrell,
Farnell,	McCants,	Vaughn,
Fleming,	McDonald of Mur-	Ware,
Finney,	ray,	West,
Gibson of Warren,	McEver,	Wofford.
Goodman,	McLendon,	Worley,

So the House adjourned to 10 o'clock, A. M., to-morrow morning.

"TUESDAY, NOVEMBER 8th, 1859.

The House met pursuant to adjournment.

On motion of Mr. West of White, so much of the Journal of yesterday as relates to the reflection of the bill to reduce the Sheriffs bond of the county of White, reconsidered.

On motion of Mr. Tatum of Dade, so much of the Journal of yesterday was reconsidered as relates to the reflection of the bill to compensate the Grand and Petit Jurors of the county of Dade, and to authorize the levying an extra tax for the same.

The House took up the report of the committee on the re-considered bill to reduce the Sheriff's bond of the county of White.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the re-considered bill to compensate the Grand and Petit Jurors

of the county of Dade, and authorize the levying of an extra tax for this purpose.

The report was agreed to, the bill was read the third time and passed.

By unanimous consent of the House Mr. Lester, withdrew the resolution offered by him on yesterday, relative to the appointment of a committee to consider that portion of the Governor's message which relates to proposed, alterations of the constitution of this State.

The House also gave their consent and Mr. Tatum, of Dade withdrew his resolution of yesterday, in reference to the appointment of a committee to investigate and report in regard to the Militia laws of this State, &c.

The following resolution was taken up and agreed to wit:

Resolved, That the Speaker appoint a committee of three to fix the hours of meetings and adjournment, of the House of Representatives.

The Speaker appointed under the same, Messrs. David, Lewis of Hancock and Harris of Glynn.

The House took up the resolution offered yesterday by Mr Broyles of Whitfield proposing to elect a United State Senator on to-morrow at 10 o'clock, A. M.

Mr. Hartridge of Chatham, offered the substitute which was received, to-wit:

Resolved, That it is the sense of this House that the vacancy to occur in the Senate of the United States, by the expiration of the term of the Hon. Alfred Iverson on the 3d March 1861, should not be filled by election, until the next session of this Legislature.

Upon the question of agreeing to the substitute as adopted, the yeas and nays were required by several gentleman to be recorded.

There are yeas 83, there are nays 75.

Those who voted in the affirmative are Messrs :

Alexander,	Cook,	Henderson of Hen-
Allan,	Delony,	ry.
Anderson,	Dufour,	Henderson of New-
Blakey,	Earl,	ton,
Brantley,	Fain of Union,	Herrington,
Brinson,	Fannin of Morgon,	Hogans,
Brown of Houston,	Fannin of Troup,	Holden,
Brown of Sumter,	Fleming,	Holloman,
Brewton of Tatt-	Gibson of Warren,	Holmes,
nall,	Goodman,	Hopkins,
Causey,	Green of Cobb,	Howell of Lowndes,
Clarke of Elbert,	Grovenstein,	Howell of Milton,
Clarke of Monroc,	Harper of Henry,	Hurst,
Colvard,	Harper of Sumter,	Hutchins,
Coleman,	Hartridge,	

Jones of Rabun,	Mintz,	Sharpe,
Kelly,	Mullens,	Smith of Bryan,
Kennon,	Nobles,	Sockwell,
Key,	Norwood,	Sprayberry,
Knowles,	Parks,	Stewart,
Knox,	Pilcher,	Strickland,
Lewis of Greene,	Pitts,	Terrell,
Lester,	Ragsdale,	Thrasher,
Lumpkin,	Register,	Turner,
Lumsdell,	Reeder,	Underwood,
McCrairy,	Rhodes,	Vanover,
McDonald of Lum-	Screven,	Walton,
kin,	Settle,	West,
McWhorter,	Selman,	Worley.

Those who voted in the negative were Messrs :

Barksdale,	Hardin,	Perry,
Baugh,	Harkness,	Price,
Bivins,	Harris,	Render,
Broyles,	Henderson of Worth,	Richard,
Brewton of Hous-	Hicks,	Rozier,
ton,	Hockenhull,	Scott,
Cason,	Irwin,	Sims,
Cock,	Johnson,	Smith of Coffee,
Conley,	Joiner,	Smith of Hall,
Cullens,	Jones of Mitchell,	Solomons,
David,	Keeling,	Sweat,
Delamar,	Lockett,	Tapley,
Dixon,	Lofton,	Tatum,
Eberhart,	Martin,	Taylor,
Echols,	Mays,	Tuggle,
Ector,	McCants,	Vaughn,
Edmondson,	McComb,	Ware,
Ely,	McDonald of Mur-	Whaley,
Fain of Gilmer,	ray,	Whittle,
Fain of Gordon,	McEver,	Wicker,
Farnell,	McGar,	Williams of Clinch,
Kinney,	McLendon,	Williams of Musco-
Fortner,	McRea,	gee,
Gay,	Mitchell,	Wilson,
Glass,	Morris,	Wofford,
Graham,	Patrick,	Young,
Green of Houston,	Patton,	

So the same was agreed to.

The following bills were read the second time and committed for the third reading, to-wit :

A bill to render the estates of deceased persons and minors liable for medical services rendered, negroes of said estates during the time for which they are hired.

A bill to change the line between the counties of Hall and Banks.

A bill for the relief of Berry Chapman of the county of Clayton.

A bill to repeal, so much of an act entitled an act to extend the corporate limits of the town of Hamilton, in the county of Harris, and other counties therein named.

And to incorporate the town of Trenton in the county of Dade, approved February 18th, 1854, as relates to the incorporation of the town of Trenton, and to provide for working the streets of the town of Trenton.

A bill to authorize William Satlewhite of Columbia county, to manumit a slave.

A bill to change the line between the counties of Irwin and Coffee.

A bill to provide for the compensation of Sheriff's for summoning Grand and Petit Jurors, in the county of Dougherty, and to levy a tax for the same.

A bill fixing the time of holding the Inferior Courts in the county of Coffee.

A bill for the relief of William Redwine of Fayette county.

A bill to allow the Superintendents of all elections at precincts without the limits of a city, town or village in this State, to close the polls of such elections after the hour of 4 o'clock, P. M., and for other purposes.

A bill to incorporate the Bainbridge Volunteers.

A bill to incorporate the Bainbridge and Florida Railroad Company.

A bill to extend aid to the Oglethorpe Medical College of Savannah Georgia.

A bill for the relief of Miles G. Brown.

A bill to protect and encourage the erection of artificial "Fish Ponds" and to make any trespass on the same penal, and for other purposes.

A bill for the relief of John F. Jackson.

A bill for the relief of a portion of the legatees of William Watson, deceased.

A bill to amend an act incorporating the town of Fort Valley in the county of Houston, and to provide for the election of commissioners for the same, approved March 3d, 1856.

A bill to alter and amend the road laws of this State, so far as relates to the county of Harris.

A bill to add a portion of Johnson to Laurens county.

A bill to consolidate the offices of Tax Collector and Receiver in the county of Irwin.

A bill to amend an act incorporating a corps of Infantry in the town of Fort Valley, and also to incorporate the Oglethorpe Light Infantry of Savannah, and to confer certain privileges upon the same, approved December 11th, 1858.

A bill to repeal an act to authorize the Georgia Railroad and Banking Company, to build a branch road to the town of Eatonton in Putnam county, and to increase the capital stock of said Company, assented to on the 11th December, 1858.

A bill for the relief of Seaborn Stringer of the county of Mitchell.

A bill to remove the county site of Lowndes county; to change the lines of said county, and for other purposes.

A bill to amend an act incorporating the Columbus Savings and Mutual Loan Association, approved March 1st, 1856.

A bill authorizing the Inferior Court of Pierce county, to assess an extra tax for the purpose of building a jail in said county.

A bill for the relief of teachers of poor children in Muscogee county in the year 1853.

A bill to appropriate money to remove obstructions from the Alapaha river, &c.

A bill to give to Charles N. Perry, a minor of the county of Muscogee, the same privileges, and make him subject to the same liabilities as though he were of lawful age.

A bill for the relief of J. O. H. P. Henderson.

A bill to prescribe the liability in certain cases, of persons hiring slaves.

A bill to constitute the town of Cuthbert, Randolph county a city, and for other purposes.

A bill to authorize the Inferior Court of the county of Murray, to levy an extra tax of seventy-five per cent on the State tax, and for other purposes.

A bill to repeal an act to increase the salaries of the Executive, and Judges of the Supreme and Superior Courts of this State, approved December 22d, 1857.

A bill to amend the road laws of this State.

A bill to change the time of holding the Inferior Courts in the county of Terrell.

A bill to amend an act granting certain powers and privileges to the Griffin Light Guard, of the city of Griffin, Spalding county Georgia, assented to December 22d, 1857.

A bill to incorporate the town of Hawkinville in the county of Pulaski.

A bill to consolidate the offices of Tax Collector and Receiver, of the county of Wilcox.

A bill to authorize the Ordinary of Warren county to pay money, &c.

A bill to authorize the Inferior Court of Ware county to levy an extra tax for the purpose of building a Court House in said county.

The following bills were read the second time and referred to the Judiciary Committee, to-wit :

A bill for the relief of the securities upon the bonds of substituted trustees.

A bill to change and regulate the fees of the Attorney General and Solicitor's General of this State.

A bill to expedite the progress of certain cases taken up to the Supreme Court by writ of error.

A bill to abolish public execution of criminals condemn to death, and provide for their execution in private.

A bill to change the time of holding certain elections.

A bill to provide for a call of a conviction to reduce the members General Assembly of the State of Georgia, and for other purposes.

A bill to provide for the payment of Solicitors General, and other officers of Court, &c.

A bill to add an additional section to the twelfth division of the Penal Code of this State, and

A bill to compensate witnesses in the various Militia Districts in this State.

The following bills were read the second time and referred to the committee on Education, to-wit :

A bill to incorporate the town of Bowden in Carroll county, and for other purposes, and

A bill to provide for the proper distribution of the common school fund in the county of Lumpkin.

The following bills were read the second time and referred to the committee on finance, to-wit :

A bill for the relief of J. C. Smith formerly of Fayette now of Clayton county.

A bill to compensate William T. Williamson, for services rendered the State of Georgia, in 1851 and 1852.

A bill to give the Receiver of Tax Returns of the county of Chatham, certain commissions ; and

A bill for the relief of Reuben Kelly of Henry county.

The bill to alter and amend the 3d, 7th and 12th section of the 1st. Article of the Constitution, was read the 2d time and referred to the Committee on the State of the Republic.

Mr. Mitchell of Pike, withdrew the bill to change the names of certain persons, and to legetimatize the same, by the unanimous consent of the House.

The following bills were read the second time and referred to the Committee on Agriculture and Internal Improvement, to-wit :

A bill to be entitled an act to incorporate "The Yahoola River and Cane Creek Hydraulic Hose Mining Company, assented to December 11th, 1858.

A bill to incorporate the Etowah and Auraria Hydraulic Hose Mining Company.

The bill to be entitled an act to establish an Armory in this State for the manufacturing of arms, and for other purposes, was read the second time and referred to the Committee on Military affairs.

The bill to appropriate money for the erection of a Turn Pike and Bridge across the Alapaha river near Irwinville, on the road from Jacksonville, Telfair county, to the town of Albany, was read the second time and referred to a special committee consisting of Messrs. Young, Solomons, Ely, McCombs and Broyles.

The following bills were read the second time and ordered to be engrossed, to-wit :

A bill to allow Nicholas A. Long from the State of Florida, to obtain letters testamentary according to the laws of force in this State, upon the estate of John Long deceased, of Washington county, and

A bill to allow Stephen Williams of Pierce county and John Taylor of Ware county, to peddle in the first Congressional District without paying for license.

The bill of the Senate to change the time of holding the Superior Courts in the counties of Lowndes, Brooks and Thomas, in the Southern Judicial Circuit, was read the second time and committed for a third reading.

The following standing committees were announced by the Speaker, to-wit :

On Journals.—Messrs. Colvard, Earle, Echols, Fleming, Kelly, Lofton, Fannin of Morgan, Irwin of Washington, Keeling, Patton, Perry, Pitts, Richards of Carroll, Grovenstein and Holland.

On the Lunatic Asylum.—Messrs. Screven, Williams of Muscogee, Lester, Anderson, Lumpkin, Harris of Glynn, Greene of Houston, Pitts, Price, Fannin of Troup, Ely, Morris, Mitchell, Pilcher, Brantley, Martin, Mays, Sockwell and Gibson of Warren.

On the Deaf and Dumb Asylum.—Messrs. Gibson of Richmond, Alexander, Lockett, Greene of Cobb, Thrasher, Harden, Lunsden, Mullens, Ware, Cullens, Whittle, Hurst, Hutchins, Prescott, Pitts, Clarke of Elbert, Smith of Towns, and Stewart.

On the Asylum for the Blind.—Messrs. Lockett, Hartridge, Finney Gay, Clarke of Elbert, Joiner, Pitts, Hicks, Barksdale, S. Vanover; Williams of Clinch, Young, Smith of Hall, and Twiggs, Little, Scott, Edmondson, Knowles and Hope of Henry.

On Manufactures.—Messrs. Hardin, Goodman, Fortner, Henderson of Worth, Hockenhull, Howell, of Milton, Jones of Rabun, McCrairy, McDonald of Lumpkin, Nobles, Register, Parks, Tapley, Sharpe, Richards, Smith of Coffee, McGar and Howell of Lowndes.

On Consolidation of Bills.—Messrs. Fannin of Morgan, Colvard, Delony, Lofton, Key and Kennon.

On Petitions.—Messrs. Lofton, Rozier, Causey, Broyles, Farnell, Underwood, Holland, Brantley, Anderson, Patrick, Dixon, Hutchins, Mitchell, Mullens, Eberhart, Cook, McDonald of Murray and Hicks.

On Military Affairs.—Messrs. Ely, Williams of Muscogee, Greene of Cobb, Johnson, Gibson of Richmond, Anderson, Holden, Wofford, Strickland, McEver, Fannin of Troup, Smith of Twiggs, Irwin of Washington, Lewis of Hancock, Graham, Tatum, Coleman, Knowles, Ector, Echols and Conley.

The House then adjourned until 10 o'clock, A. M., tomorrow morning.

WEDNESDAY, NOVEMBER 9TH, 1859.

The House met pursuant to adjournment.

The following Bills were reported and read the first time, to-wit:

Mr. Anderson reported,

A bill to be entitled an act to prescribe the number of continuances to be granted in civil cases in the Superior Courts of this State, and to regulate the granting of the same, and for other purposes.

Mr. Tuggle, of Campbell, reported,

A bill to add an additional section to the first division of the Penal Code of this State. And,

A bill to amend an act to abolish imprisonment for debt, and for other purposes, assented to 11th December, 1858.

Mr. Sprayberry reported,

A bill to be entitled an act for the relief of the Union Branch Railroad company, and for other purposes. And,

A bill authorizing Judges of the Superior Courts to allow special and petit jurors provisions while engaged in the trial of causes, and for other purposes.

Mr. Harden, of Cass, reported,

A bill to amend the law in relation to the foreclosure of mortgages on real property, and the sale thereof, and to prescribe a form for all mortgages, and for other purposes. Also.

A bill to amend the law in relation to pleading and amendments thereof, and for other purposes therein mentioned.—
Also,

A memorial of the Cass County Agricultural Fair, which on motion, was referred to a special committee of five, consisting of Messrs. Harden, David, Delony, Ely and McWhorter.

Mr. Wofford of Cass presented a memorial of the Hon. Mark A. Cooper, which, on motion, was referred without being read to a special committee, consisting of Messrs. Wofford, Smith of Towns, Lewis of Greene, Lewis of Hancock, Fannin of Troup, Price, and Harris of Glynn.

Mr. Whittle reported,

A bill to exempt from levy and sale in the hands of purchasers and others obtaining the same, all property exempt by law whilst in the hands of debtors.

Mr. Hartridge of Chatham offered a resolution to place the newly painted portrait of General James Jackson in the Hall of Representatives, instead as originally provided in the Executive Department.

Mr. Greene of Cobb reported a bill providing for citizens of other States and Territories of the United States to act as Executors, Co-Executors and Administrators in this State under certain circumstances therein mentioned.

Mr. Lester of Cobb reported,

A bill to regulate the practice in the Superior Courts of this State in certain cases, and for other purposes. And,

A bill to repeal an act to authorize the business of banking, and to regulate the same, assented to 26th December, 1838.

Mr. Scriven, of Chatham, reported,

A bill to amend an act for the better regulating fences in the Province of Georgia, approved March 7th, 1759.

Mr. Tatum, of Dade, reported,

A bill to alter and amend the 3rd and 7th sections of the 1st article of the Constitution of this State.

Mr. Lumpkin, of Clark, reported,

A bill to prohibit the post mortem manumission of slaves.

Mr. Cullens, of Clinch, reported,

A bill to empower Ex-Judges of the Superior Courts to sign Bills of Exceptions in certain cases.

Mr. Whittle reported,

A bill to prescribe the manner of drawing Juries in Justice's Courts.

Mr. Williams, of Clinch, reported,

A bill for the relief of Duncan Barlow of Clinch county, and for other purposes.

Mr. Greene, of Cobb, reported,

A bill providing for the giving up marriage licenses to the

husband after recording, and to make the same evidence, &c.

Mr. Edmondson, of Brooks, reported,

A bill to change the line between the counties of Brooks and Colquitt.

Mr. Wilson, of Columbia, reported,

A bill to incorporate the town of Thompson in the county of Columbia.

Mr. Martin, of Coweta, reported,

A bill to authorize Isham Smith of the county of Coweta, to peddle in the counties composing the 4th Congressional District, without paying license for the same.

Mr. Gay reported,

A bill to add lot of land No. 345, in the county of Thomas, to the county of Colquitt.

Mr. Hockenhull reported,

A bill to incorporate Etowah Lodge of Free and Accepted Masons. And,

A bill to incorporate the town of Dawsonville, and for other purposes.

Mr. Farnell reported,

A bill to reduce the Sheriff's bond of Dooley county from twenty to ten thousand dollars.

Mr. Ely reported,

A bill to provide for the admission in evidence of Copy Plots and Grants. And,

A bill to create the office of State's Attorney, and for other purposes.

Mr. Fain, of Gilmer, reported,

A bill to amend the 1st section of an act entitled an act to provide for the education of the children of this State between certain ages, and to provide an annual sinking fund for the extinguishment of the public debt, assented to 11th December, 1858.

Mr. Clark, of Elbert, reported,

A bill granting administrators certain privileges in selling property of estates.

Mr. Parks, of Fannin, reported,

A bill for the punishment of small offences or misdemeanors.

Mr. Cook, of Early, reported,

A bill to incorporate the Chattahoochee Stock Water navigation company.

Mr. Lewis, of Greene, reported,

A bill to alter the rules of evidence relative to the competency of witnesses.

A bill to amend the act establishing the Supreme Court of Georgia. And,

A bill to prevent the sale of spirituous liquors by itinerant persons peddling the same in this State.

Mr. Keeling reported,

A bill to lay out and organize a new county from the counties of Franklin and Habersham.

Mr. Lewis, of Hancock, reported,

A bill to change the name of the Montrose Manufacturing Company of Sparta, Hancock county, and for other purposes.

Mr. Stock of Hall reported,

A bill to allow additional compensation to the Sheriffs of Hall county.

Mr. Kelson, of Harris, reported,

A bill to alter and amend an act assented to December 11th, 1858, to abolish imprisonment for debt on certain conditions therein set forth.

Mr. Warr of Heard, reported,

A bill to change the line between the counties of Heard and Coweta.

Mr. Culver reported,

A bill to prescribe the time of holding elections for members of the United States Senate in the State of Georgia.

Mr. Holland, of Hart, reported,

A bill to incorporate Herman Lodge No. 189, and for other purposes.

Mr. Holmes reported,

A bill to add a part of Montgomery county to the county of Laurens.

Mr. McDonald, of Murray, reported,

A bill to alter and amend an act entitled an act regulating the duties of the Clerks of the Superior and Inferior Courts of the several counties in this State.

Mr. Farmin, of Morgan, reported,

A bill for the relief of John W. Cardwell of the county of Morgan and Tomlinson Fort of the county of Baldwin, and for other purposes.

A bill to authorize the administrators of William Q. Anderson, deceased, and Thomas Favor, deceased, to sell the real estate belonging to said estates, and for other purposes. And,

A bill to amend an act to authorize the issuing of attachments and garnishments, and to regulate the proceedings in relation to the same, and for other purposes therein mentioned, approved March 1st 1856, and to extend the provisions of the same.

Mr. McDonald, of Lumpkin, reported,

A bill to add an additional section to the act incorporating the Town of Dahlonega, in the county of Lumpkin.

Mr. Joyner reported,

A bill to appropriate \$1,500 00 towards the building of a bridge over Spring Creek in Miller county.

Mr. Jones, of Mitchell, reported,

A bill to change the line between the counties of Thomas and Mitchell.

Mr. Hopkins reported,

A bill to relieve certain persons in McIntosh county from Jury duty.

Mr. Strickland, of Madison reported,

A bill to alter and change the line between the counties of Madison and Franklin.

Mr. Price, of Pickens, reported,

A bill for the relief of Andrew Lovelady of the County of Pickens.

Mr. Stewart, of Newton, reported,

A bill to lay out and organize a new county out of the counties of Newton, DeKalb, Henry and Gwinnett, &c.

Mr. Morris, of Quitman, reported,

A bill to incorporate Georgetown in Quitman county, and for other purposes.

Mr. Smith, of Towns, reported,

A bill to create and lay off a new Judicial Circuit to be called the Hiwassee Circuit, &c.

Mr. Price, of Pickens, reported,

A bill to alter and amend an act to alter and amend the 12th section of the 1st article of the Constitution of this State, approved December 21st, 1857, so as to make election of members of the General Assembly annual.

Mr. Gibson, of Richmond, reported,

A bill to authorize the treasurer to make certain advances.

Mr. Walton, of Stewart, reported,

A bill to prescribe the duty of the Judge of the Superior Courts of the county of Stewart in relation to the Petit Jurors of said county, and for other purposes.

Mr. Holden, of Taliaferro, reported,

A bill prescribing the time when all free persons of color born within the limits of the State shall become slaves, and for other purposes.

Mr. Fannin, of Troup, reported,

A bill for the relief of the estate of Robert Bradford, deceased, and Samuel Maffit and Robert H. Bradford executors of the same.

Mr. Mintz reported,

A bill to revise, alter and amend an act entitled an act to appoint Trustees for the Jackson County Academy, and to incorporate the same, assented to November 20th, 1818, and for other purposes therein mentioned.

Mr. Henderson, of Worth, reported,

A bill to compel non-residents owning lands in the county of Worth to pay taxes on the same in said county, &c.

Mr. Fortner reported,

A bill to repeal an act assented to Dec. 11th, 1858, so far as relates to the county of Wilcox.

Mr. Broyles reported,

A bill to create an additional fund for the education of the children of this State from the nett earnings of the Western and Atlantic Railroad.

Mr. Sieman, of Walton, reported,

A bill to reduce and establish the rate of freight on lime carried over the W & A. R. R., so as to facilitate the use of the same for agricultural purposes.

Mr. Fain, of Union, reported,

A bill to limit the lien of judgments, and for other purposes therein mentioned.

Mr. Henderson, of Henry, offered the following resolution, which was read, to-wit :

Resolved, That it is the judgment of this House that no new county shall be created during the present session of the Legislature, and that the line between counties shall not be changed unless by the consent of the members of the counties interested.

Mr. Terrell, of Decatur, offered the following resolution, which was taken up, read, and agreed to, to-wit :

Resolved, That the Clerk be authorized to have two hundred correct copies of the Standing Committees of both Houses of the General Assembly printed for the use of the House of Representatives.

The following Message was received from the Senate by Mr. West, their Secretary :

Mr. Speaker: I am directed by the Senate to inform the House of Representatives that they have agreed to a resolution to refer that portion of the Message of his Excellency the Governor in relation to a mineralogical and Geological survey of this State to a joint committee of both branches of the General Assembly, in which they ask the concurrence of the House.

On motion of Mr. Cullens, of Clay, the House took up the report of the Committee on the Senate Bill to change the time of holding the Superior Courts in the counties of Lowndes, Brooks and Thomas in the Southern Judicial Circuit.

The report was agreed to, the bill was read the third time, passed and ordered to be transmitted to the Senate without delay.

The bill to render the estates of deceased persons, and of minors liable for medical services rendered negroes of such

estates during the time for which they are hired, was referred to the Judiciary Committee.

The bill to authorize Wm. Satterwhite, of Columbia county, to manumit a slave, and a bill for the relief Berry Chapman, were indefinitely postponed.

The House took up the report of the committee on the bill of the House to incorporate the Bainbridge and Florida Railroad company:

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill fixing the time of holding the Inferior Courts of Coffee county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the line between the counties of Irwin and Coffee.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal so much of an act entitled an act to extend the corporate limits of the town of Hamilton, in the county of Harris, and other places therein named, and to incorporate the town of Trenton in Dade county, approved February 18th, 1854, as relates to the incorporation of the town of Trenton, and to provide for working the streets of said town.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the line between the counties of Hall and Banks.

The report was agreed to, the bill was read the third time and passed.

The House adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

The bill for the relief of Wm. J. Eve, W. H. Goodrich, and other securities, was, on motion, referred to a special committee of five, consisting of Messrs. Gibson, Lewis of Greene, Delony, Lofton and Hartridge.

The House took up the report of the committee on the bill to provide for the compensation of Sheriffs for sum-

moning grand and petit jurors for the county of Dougherty, and to levy a tax for the same.

Mr. Lumpkin offered to amend by extending its provisions to the county of Clark. The same was received.

The report, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to allow the Superintendents of all elections at precincts without the limits of the city, town or village of the State, to close the polls of such elections after the hour of four o'clock, P. M., and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The bill for the relief of Wm. Redwine of Fayette, was on motion, referred to a special committee, consisting of Messrs. Underwood, David and Harkness.

The House went into committee of the whole, Mr. McWhorter of Greene in the chair, on the bill for the relief of J. C. Smith, formerly of Fayette now of Clayton county.

After some time spent therein the committee arose, and through their chairman, reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and passed.

The House went into Committee of the Whole, Mr. McWhorter in the Chair, on the bill to be entitled an act to aid Oglethorpe Medical College at Savannah. After some time spent therein the committee arose, and through their chairman, reported the same back to the House without amendment.

The report was not agreed to, therefore the bill was lost.

The House took up the report of the Committee on the bill to give the Receiver of Tax Returns of the county of Chatham certain commissions.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to expedite the progress of certain cases taken up to the Supreme Court by Writ of Error.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of a portion of the legatees of Wm. Watson, deceased.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to protect and encourage the erection of artificial fish ponds, and to make any trespass on the same penal, and for other purposes.

Mr. Tatum of Dade, Mr. Strickland of Madison, and Mr. Edmondson of Brooks, moved to amend by striking out their respective counties. The amendments were not received.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the special Committee on the bill for the relief of William Redwine of the county of Fayette.

The report, which was favorable, was agreed to, the bill was read the third time and passed.

Mr. Smith of Towns, from the Committee on the State of the Republic, to whom was referred the bill to alter and amend the 3rd, 7th, and 12th sections of the Constitution of this State, reported the same back to the House, recommending its reference to the Judiciary Committee, which was done.

The House took up the report of the committee on the bill for the relief of Miles G. Brown.

The same was variously amended, when, on motion, it was indefinitely postponed.

The House took up the Report of the committee on the bill to alter and amend the Road laws of this State, so far as relates to the county of Harris.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Finance Committee for the relief of Reuben Kelly, of Henry county.

The report being adverse to the passage of the same, it was agreed to and the bill was lost.

The bill to add a portion of Johnson county to the county of Laurens, was, on motion, referred to the committee on new counties.

The House took up the report of the Committee on the bill for the relief of John F. Jackson.

The same was, on motion of Mr. Lewis of Greene, so amended as to extend its provisions to certain persons in the county of Greene.

The report, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to amend an act to incorporate the town of Fort Valley in the county of Houston, and to provide for the election of commissioners for the same, approved March 3rd, 1856.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to consolidate the offices of Tax Collector and Receiver of Tax Returns in the county of Irwin.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act to incorporate a corps of Infantry in the town of Fort Valley and also to incorporate the Oglethorpe Light Infantry, of Savannah, and to confer certain privileges upon the same, approved December 11th, 1858.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to remove the county site of Lowndes county, to change the line of said county, and for other purposes.

The same was amended by the mover of the bill.

The report, as amended, was agreed to, the bill was read the third time and passed.

The following Standing Committee on New Counties was announced by the Speaker, to-wit:

Messrs. Tuggle, Fortner, Holmes, McWhorter, Price, Rozier, Prescott, Horsley, Solomons, Williams of Clinch, Worley, Holden, Graham, Mintz, Irwin and Kennon.

The House adjourned, on motion of Mr. Williams of Muscogee, until 10, A. M., to-morrow.

THURSDAY, NOVEMBER 10th, 1859.

The House met pursuant to adjournment.

On motion of Mr. Glass, so much of the Journal of yesterday was reconsidered as relates to the rejection of the bill for the relief of Berry Chapman.

Mr. Thrasher moved to reconsider so much of the Journal of yesterday as relates to the rejection of the Bill to extend aid to the Oglethorpe Medical College.

Which motion was lost.

On motion of Mr. Hartridge of Chatham so much of the Journal of yesterday was reconsidered as relates to the passage of the bill incorporating the Bainbridge and Florida R. R. Company.

On motion Mr. Alexander of Floyd, the Clerk was directed to inform the Senate that the House was ready to receive that body into their Hall for the purpose of electing two Judges of the Supreme Court.

The following message was received from the Senate by Mr. West their Secretary.

Mr. Speaker:—I am directed by the Senate to inform the House of Representatives that they have passed the following bill to wit:

A bill to be entitled an act to amend an act entitled an act to incorporate the Savannah, Griffin and North Alabama

Rail Road company assented to on the 11th day of February 1854, and to repeal sections 7th, 8th and 9th of said act, and to substitute two additional sections in lieu thereof.

Mr. David from the committee on Enrolment reported as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives,

A Resolution bringing on the election of Judges of the Supreme Court.

Leave of absence was granted to Mr. Parks, of Fannin on account of the illness of his family, and Messrs. McGar, Green and Hicks for a few days on business.

Mr. David from the special committee to whom was referred the subject of meetings and adjournments of the House, reported the following resolutions the first of which was adopted, the second was laid on the table until the 16th instant, to wit :

Resolved, That until the 16th inst., the House of Representatives will meet at half past nine o'clock, A. M. and adjourn at half past one P. M. for the day.

Resolved, That after the 16th inst., the House will meet at 9 o'clock A. M. and adjourn at one o'clock P. M., then meet at 3 o'clock and adjourn at 5 o'clock, P. M.

The following Senate Resolution was taken up, read and concurred in, to wit :

Resolved, That so much of his Excellency the Governor's message as relates to a mineralogical and Geological survey of the State, be referred to a committee of three appointed by the President of the Senate to confer with a similar committee appointed by the House with instructions to report by Bill or otherwise.

The following Resolutions of the Senate were taken up, read and unanimously concurred in, to wit :

Whereas, the attempt at Harper's Ferry in the State of Virginia to excite a portion of the slaves of the South, to insurrection has produced the highest degree of indignation in the minds of the Southern people against the perpetrators of that outrage, their aiders and abettors, and affords just ground to apprehend a renewal of their efforts in other places ; and whereas the action of President Buchanan and Governor Wise, meets with our unqualified approbation, we deem it incumbent on the members of the Legislature of the State of Georgia to give the most authoritative expression to their sentiments, therefore,

Resolved, That we regard the effort to excite the slaves of the South to a servile insurrection with intense indignation

and trust that the parties to this treasonable plot may meet with the most prompt and signal punishment; believing as we do, that while it will be meting out a just retribution for their crime, it will exert a wholesome influence in deterring others from countenancing similar movements.

Resolved, That the prompt and energetic action of President Buchanan and Governor Wise of Virginia in suppressing the outbreak at Harper's Ferry, and in their efforts to capture the insurgents, evince a degree of manliness and patriotism, honorable alike to them, and worthy of our warm admiration as the Representatives of one of the States of this confederacy.

Resolved, That we pledge the State of Georgia to uphold and support the President of the United States and the State of Virginia in the position they have assumed in connection with this unfortunate affair and we earnestly counsel the utmost vigilance in guarding against the recurrence of a similar conspiracy in our own borders or elsewhere at the South.

Resolved That a copy of the foregoing preamble and resolutions be transmitted by the Governor of Georgia to the President of the United States and to the Governor of Virginia.

Mr. Lester of Cobb, offered the following resolution which was taken up, read and agreed to, to wit:

Resolved, That the Judiciary committee of both branches of the General Assembly be and they are hereby made a joint committee to consider any matter referred to them upon which they may desire to co-operate.

The President and members of the Senate were received and the General Assembly proceeded to the election of two Judges of the Supreme Court which resulted in the election of Richard F. Lyon, Esq., of the county of Dougherty to succeed the Hon. Henry L. Benning and the Hon. Linton Stephens of the county of Hancock to fill the vacancy caused by the resignation of the Hon. Charles J. McDonald.

Mr. David from the committee on enrollment reported as duly enrolled and signed by the President and ready for the signature of the Speaker of the House of Representatives,

An act to change the time of holding the Superior Courts in the counties of Lowndes, Brooks and Thomas in the Southern Judicial District.

The committee on the part of the House appointed by the Speaker to consider that portion of the Governor's message relative to a mineralogical and Geological survey of

this State consists of Messrs. Lewis of Hancock, Lester and Delony.

The House went into committee of the whole.

Mr. McWhorter in the Chair on the Bill to organize a Law School in connection with the University of Georgia and to provide a Library for the same.

After some time spent therein the committee rose and reported the same back to the House with a proposed amendment.

The bill and the amendment were on motion referred to the Judiciary committee.

The House took up the report of the Judiciary committee on the bill to render estates of deceased persons and minors liable for medical services rendered negroes of such estates during the time for which they may be hired.

The report being adverse to the same was agreed to and the bill consequently lost.

The House took up the report of the Judiciary committee on the bill for the relief of the securities upon the bonds of substituted trustees.

The report was favorable being agreed to, the bill was read the 3d time and passed.

The bill for the relief of Seaborn Stringer of the county of Mitchel was referred to the committee on Petitions.

The House took up the report of the committee on the bill to repeal an act entitled an act to authorize the Georgia Rail Road and Banking company to build a branch Road to the town of Eatonton, Putnam county and to increase the capital stock of said company, assented to December 11th, 1858.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Teachers of poor children in Muscogee in the year 1853.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act entitled an act to incorporate the Columbus Savings and Mutual Loan Association, approved March 1st, 1856.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to give to Charles N. Perry a minor of the county of Muscogee, the same privileges and make him subject to the same liabilities as though he were of full age.

The same was amended on motion of Mr. Prescott, so as to

extend its provisions to Joseph H. Morehouse of the county of Screven.

The report as amended was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill authorizing the Inferior Court of Pierce county to assess an extra tax for the purpose of building a jail in said county.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill authorizing the Inferior Court to levy seventy-five per cent upon the State tax for the county of Murray, and for other purposes.

The report was agreed to.

The bill was read the third time and passed.

The bill to appropriate a sum of money to remove obstructions from the Alapaha river and render the same navigable for timber, rafts, lumber, wood &c., was referred to the Judiciary committee.

And the bill for the relief of J. O. H. P. Henderson was indefinitely postponed.

Mr. Lewis of Hancock offered the following resolution which was taken up, read and agreed to, to wit :

Resolved, That the Clerk of the House, furnish to the committee on Public Education as often as shall be desired by the Chairman or committee a clerk to assist said committee in its business.

Mr. Smith of Towns presented the following resolution which was taken up, read and unanimously agreed to, to wit :

Whereas, the Hon. Wm. H. Stiles has been requested to address his fellow citizens this evening, therefore,

Resolved, That the use of the Representative Hall be, and the same is hereby tendered to Mr. Stiles for the purpose aforesaid.

The hour of 1½ having arrived the House adjourned under their rule to 9½ o'clock, A. M. to-morrow

FRIDAY, NOVEMBER 11th, 1859.

The House met pursuant to adjournment.

Leave of absence was granted Messrs. Scott of Putnam, Lewis of Hancock, Clark, of Monroe, Brown of Sumter, and McLendon of Coweta.

The following bills were reported and read the first time, to wit :

Mr. Cullens reported,

A bill to attach lots of land Nos. 54 and 55, in the 7th District of Randolph county to the county of Clay.

Mr. Cook of Early reported,

A bill to compensate Dr. William Z. Cock of the county of Early.

A bill to alter and amend the thirty fifth section of the 14th Division of the Penal code, and

A bill for the relief of Wilson W. Poe of the county of Early.

Mr. Ragsdale reported

A bill to require securities and endorsers when they give notice to do so in writing.

Mr. Harris of Glynn reported,

A bill to aid the citizens of Georgia in the construction of a Rail Road in the State upon the conditions and limitations therein specified.

On motion of Mintz two hundred copies of this bill were ordered to be printed for the use of the House.

Mr. Register reported,

A bill for the relief of J. E. McMullen of Echols county.

Mr. Terrell reported,

A bill for the relief of Reuben Cloud of Decatur county.

Mr. Smith of Coffee reported,

A bill to repeal an act to amend the Road Laws of this State so far as relates to the county of Coffee.

Mr. Green of Cobb, reported,

A bill providing for the probating wills and taking testimony in Courts of Ordinary by commissions, &c,

Mr. Worley reported,

A bill to alter and amend the Road laws of this State so far as relates the county of Cherokee.

Mr. Sprayberry reported,

A bill to refund a tax paid by the North Western Bank to the tax Collector of Catoosa county.

Mr. Nobles reported,

A Bill to change the line between the counties of Clinch and Coffee.

Mr. Brantley reported.

A Bill to alter and change the county line between the counties of Glascock and Warren and to change the residence of Richard H. Clark from the county of Glascock to the county of Warren and for other purposes.

Mr. Graham of Appling reported,

A bill to change the line between the counties of Appling and Coffee.

Mr. Mintz reported.

A bill to protect the legacy left by the last will and testament of William Martin deceased for the benefit of the Society at Jefferson Jackson county Georgia, of the Methodist Episcopal Church South and for other purposes.

Mr. Lewis of Hancock, reported,

A bill to account with the Trustees of the University of Georgia for the interest due on the sale of University lands, and to provide for the payment of the same, and

A bill to change the Southern Central Agricultural Society and to incorporate the Planters Club of Hancock county.

Mr. Key of Jasper reported,

A bill to make Justices of the Peace in the several Militia Districts in this State Ex-officio road and patrol Commissioners, and

A bill for the relief of John R. Dyer, Executor of Anthony Dyer deceased. Also.

A bill to devote all negro slaves executed for the commission of capital offences against the laws of this State to the several medical colleges within the same.

Mr. Alexander of Floyd reported,

A bill to incorporate the Floyd Cavalry Company and for other purposes, and

A bill to appropriate a sum of money to compensate John A. Towers of the county of Floyd for improvements in the navigation of the Coosa River.

Mr. Bivens offered a resolution requiring Judiciary Committee to enquire into the importance of a change of the present mode of holding Sheriffs, Executors, Guardians's and Trustees sales in this State.

Mr. Fannin of Morgan reported,

A Bill to incorporate the Eatonton and Madison R. R. Company

Mr. Gibson reported,

A bill to incorporate the Port Royal R. R. Co.

A bill to authorize the removal of Trustees and for other purposes,

A bill to alter and change times of holding elections for Receiver of tax returns and tax Collectors of this State.

A bill to repeal an act amendatory of the penal code &c.,
And

A bill to amend the Judicia

Mr. Render reported,

A bill to alter and extend the provisions of an act entitled an act to exempt from levy and sale under execution certain property therein mentioned, assented to Dec. 11th, 1841, and to repeal a portion of said act.

Mr. Strickland of Madison reported,

A bill to repeal an act entitled an act to provide for the education of the children of this State between certain ages and to provide an annual sinking fund for the extinguishment of the public debt and to provide for the application of the nett earnings of the W & A. R. R. and for other purposes.

Mr. Coleman reported,

A bill to compel the Sheriffs, Clerks and &c, to advertise their sales and &c., of Randolph county in the Cuthbert Reporter on certain conditions.

Mr. Brinson reported,

A bill to repeal an act abolishing imprisonment for debt. And

A bill to organize a new county out of the counties of Columbia, Warren, Jefferson and Glasscock.

Mr. Graham of Appling reported,

A bill to create a new county out of the counties of Wayne and Appling.

Mr. Richards of Carroll reported,

A bill to incorporate a mining company in the county of Carroll.

Mr. Hopkins reported,

A bill for the relief of James Rozier. And

A bill to change the time of holding elections for county officers in this State.

Mr. Tatum of Dade, reported.

A bill to regulate the fees of Jurors in Justices Courts in the counties of Catoosa and Dade.

Mr. Sprayberry reported,

A bill to appropriate a sum of money to pay certain persons for work and labor done and material furnished about the Deaf and Dumb Asylum.

Mr. Glass reported,

A bill to authorize Samuel Irvin of the county of Clayton to practice medicine.

Mr. Dixon presented the memorial of the Reporter of the Supreme Court accompanied by,

A bill to allow and make compensation to the Reporter of the Supreme Court for certain volumes of the decisions of the Supreme Court furnished by him under the act of 1845.

Mr. McDonald of Murray reported.

A bill to fix the amount of claim-bonds in the Justices

Courts of this State and a resolution relative to the change of county lines and the creation of new counties.

Mr. Perry of Schley reported,

A bill authorizing the Inferior Court of Schley county to levy and collect an extra tax for county purposes.

Mr. Prescott of Scriven, reported,

A bill to compel Trustees, in certain cases therein mentioned to make annual returns to the Ordinaries of the several counties in the State of Georgia.

Mr. Brown, of Sumter, reported,

A bill to create a new Judicial Circuit and to appoint and elect a Judge and Solicitor General thereof.

Mr. Bruton, of Tattnall, reported,

A bill to authorize the Inferior Court of the county of Tattnall to levy an extra tax for county purposes.

Mr. Pilcher, of Warren reported,

A bill to provide for the election of a Teacher in the Deaf and Dumb Institution.

Mr. Gibson, of Warren, reported,

A bill to repeal the act organizing the Supreme Court.

Mr. Fortner of Wilcox, reported,

A bill to reduce work on Roads in the county of Wilcox.

Mr. Holden of Taliaferro, reported,

A bill defining the duties of the several Clerks of the Courts of Ordinary in this State in relation to granting marriage licenses in certain cases therein mentioned and to prevent the same, and for other purposes.

Mr. Sims of Wilkes reported,

A bill to amend the charter of the town of Washington in Wilkes county.

Mr. Anderson of Bibb, reported,

A bill for the relief of Mary Frances Nunor of the county of Bibb and for other purposes.

Mr. Lumsden of Talbot introduced the following resolution to wit:

Resolved, That the several standing committees are sufficiently large to discharge all the business that may be referred to them and that any addition thereto would tend rather to retard than facilitate the business of the House.

Which was read.

Mr. Hartridge of Chatham introduced,

A Resolution tendering a seat upon the floor of the House to the Hon. George P. Elliott of South Carolina.

Which was taken up and adopted.

Mr. Anderson of Bibb, introduced,

A Resolution to authorize the Governor to subscribe for three hundred copies of Butts' Map of the State of Georgia.

Which was read.

Mr. McRea of Telfair introduced

A resolution requesting the Governor to furnish certain books to the counties of Ware, Telfair and Charlton.

Which was read.

The following message was received from the Senate by Mr. West their Secretary.

Mr. Speaker:—I am directed by the Senate to inform the House of Representatives, that they have appointed Messrs. McGehee, Summerour and Billups as a committee on the part of the Senate, to confer with the committee appointed by the House to take into consideration so much of the message of his Excellency, the Governor, as relates to a Mineralogical and Geological survey of this State and to report thereon.

The bill to prescribe the liability in certain cases of persons hiring slaves.

The bill to repeal an act to increase the salaries of the Executive and the Judges of the Supreme and Superior Courts of this State, assented to December 22nd, 1857. And,

The bill to incorporate the Bainbridge Volunteers, were referred to the Judiciary committee.

The House took up the report of the committee on the bill to change the time of holding the Inferior Courts in the county of Terrell.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act passed by the General Assembly for the year 1857 granting certain powers and privileges to the Griffin Light Guards of the city of Griffin, Spalding county assented to Dec. 22nd, 1857.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the town of Hawkinsville in the county of Pulaski and for other purposes.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to allow Nicholas A. Long of the State of Florida to obtain letters testamentary according to the laws now of force in this State upon the estate of John Long, of Washington county deceased.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the road laws of this State, &c.

The report was agreed to.

The bill was read the third time and passed.

The Senate Resolution in regard to the joint action of the standing committees of the respective branches of the General Assembly was on motion taken up, read and laid on the table for the balance of the session.

On motion of Mr. Smith of Towns the various portions of the Governor's message were respectively referred to the appropriate standing committees of the House.

The House took up the report of the committee on the bill to allow Stephen Williams of Pierce county and John Taylor of Ware county to peddle in the 1st Congressional District, without paying license for the same.

The report was agreed to.

The bill was read the third time and on the question of its passage,

Mr. Fannin of Troup required the yeas and nays to be recorded,

There are yeas 88, there are nays 68.

Those who voted in the affirmative are Messrs :

Allen,	Henderson of Worth	Ragsdale,
Blakey,	Hicks,	Register,
Bivens,	Hockenhull,	Richards,
Brown of Houston,	Hogans,	Rosier,
Cason,	Hopkins,	Screven,
Clark of Elbert,	Howell of Lowndes,	Sharpe,
Coleman,	Joyner,	Smith of Bryan,
Cook,	Jones of Mitchell,	Smith of Coffee,
Daniel,	Kelly,	Smith of Hall,
DeLamar,	Knox,	Smith of Towns,
Delony,	Lewis of Greene,	Sockwell,
Dixon,	Lofton,	Stewart,
Echols,	Lumpkin,	Strickland,
Ector,	Martin,	Sweat,
Edmondson,	Mays,	Tapley,
Ely,	McCants,	Tatum,
Fain of Gilmer,	McComb,	Thrasher,
Fain of Gordon,	McDonald of Lump-	Ware,
Fain of Union,	kin,	Whaley,
Farnell,	McDonald of Mur-	Wicker,
Gay,	ray,	Williams of Clinch,
Glass,	McEver,	Williams of Musco-
Gibson of Warren,	Mintz,	gee,
Green of Cobb,	Morris,	Wilson,
Hardin,	Patrick,	Wofford,
Harkness,	Pilcher,	Young,
Harris,	Prescott,	
Heath,	Price,	

Those who voted in the negative are Messrs :

Alexander,	Grovensteine,	Mullens,
Anderson,	Harper of Henry,	Nobles,
Barksdale,	Harper of Sumter,	Norwood,
Baugh,	Henderson of Henry	Patten,
Brantley,	Henderson of New-	Perry,
Brown of Sumter,	ton,	Reeder,
Broyles,	Holden,	Render,
Brewton, of For-	Holland,	Rhodes,
syth,	Holloman,	Selman,
Brewton of Tatt-	Holmes,	Settle,
nall,	Howell of Milton,	Sims,
Causey,	Hurst,	Smith of Twiggs,
Clark of Monroe,	Hutchins,	Solomons,
Cock,	Irwin,	Terrell,
Conley,	Johnson,	Turner,
Cullens,	Jones of Rabun,	Tuggle,
David,	Kennon,	Underwood,
Earl,	Lester,	Vaughn,
Eberhart,	Lockett,	Walton,
Fannin of Troup,	Lumsden,	West,
Fleming,	McCrary,	Whittle,
Finney,	McRea	Worley,
Fortner,	McWhorter,	
Goodman,	Mitchell,	

So the bill was passed.

The House took up the report of the committee on the bill to authorize the Ordinary of Warren county to pay money &c.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill authorizing the Inferior Court of Ware county to assess an extra tax for the purpose of building a Court House in said county.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to add an additional section to the 12th division of the penal code of this State.

The report was agreed to. The bill was read the third time and passed.

The House took the report of the committee on the bill to compensate witnesses in the various militia districts in this State.

The report was agreed to. The bill was read the third time and passed.

The rules were suspended and Mr. Lester reported,
A bill to amend an act to define the liability of Rail Road Companies in this State for injury done to persons &c.

Which was read the first time.

The reconsidered bill for the relief of Berry Chapman of the county of Clayton was amended and indefinitely postponed.

The House took up the report of the committee on the bill to consolidate the offices of tax Collector and Receiver of tax returns of the county of Wilcox.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the reconsidered bill to incorporate "The Bainbridge and Florida Rail Road company.

The report was agreed to. The bill was read the third time and passed.

The following message of the Senate was received by Mr. West their Secretary.

Mr. Speaker:—I am directed by the Senate to inform the House of Representatives that they have passed a resolution that the committees of the Senate and House of Representatives be constituted joint committees in which they ask the concurrence of the House.

Mr. David from the committee on enrolment reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives.

A Resolution in relation to the late outbreak at Harper's Ferry.

The following bills were read the second time and referred to the committee on the Judiciary, to wit :

A bill to add an additional section to the first Division of the penal code of this State.

A bill to amend an act to abolish imprisonment for debt and for other purposes, assented to Dec. 11th, 1858.

A bill to amend the laws in relation to pleading and amendments thereto and for other purposes therein mentioned.

A bill to prescribe the number of continuances to be granted in civil cases in the Superior Courts of this State and to regulate the granting of the same and for other purposes.

A bill for the relief of the Union Branch Rail Road company, and for other purposes.

A bill to prescribe the manner of drawing Juries in Justices Courts.

A bill to exempt from levy and sale in the hands of pur

chasers and others obtaining the same. all property exempt by law while in the hands of debtors.

A bill to authorize Ex-Judges of the Superior Courts to sign bills of exceptions in certain cases.

A bill to prohibit the post-mortem manumission of slaves.

The following bill was read the second time and committed for a third reading, to wit.

A bill to authorize the Judges of the Superior Courts of this State to allow special and petit jurors refreshments in certain cases therein named.

The following resolution was read and lost, to wit:

Resolved, That the members in the counties that are to be effected by the formation of New counties or the change of county lines be added to the standing committee on new counties.

The following bill was read the second time, and ordered to be engrossed, to wit :

A bill to incorporate Etowah Lodge of Free and Accepted Masons.

The following bills were read the second time and committed for a third reading, to wit :

A bill to change the line between Brooks and Colquitt.

A bill to reduce the Sheriffs Bond of Dooley county from \$20,000 to \$10,000.

A bill to incorporate the town of Thompson in the county of Columbia.

The following bills were read the second time and referred to the committee on the Judiciary, to wit :

A bill to regulate the practice of the Superior Courts of this State in certain cases.

A bill to provide for citizens of other States and territories of the United States to act as Executors, Co-Executors and Administrators in this State under certain circumstances therein mentioned.

A Bill to amend the law in relation to the foreclosure of mortgages on real property and the sale thereof, and to prescribe a form for all mortgages and for other purposes therein mentioned.

A bill to alter and amend the 3rd and 7th sections of the 1st Article of the Constitution.

A bill to provide for the admission in evidence of copy plats and grants.

The following bill was read the second time and referred to a special committee consisting of Messrs. Williams of Clinch, Fannin of Morgan, Eberhart, Worley of Cherokee and Thrasher, to wit :

A bill for the relief of Duncan Barlow of Clinch county and for other purposes.

The following bill was read the second time and referred to the committee on Agriculture and internal improvement to wit

A bill to amend an act entitled an act for the better regulating licences in the province of Georgia, approved March, 7th, 1759.

The following bill was read the second time and referred to the committee on Banks, to wit,

A bill to repeal an act to authorize the business of banking and to regulate the same, assented to Dec. 1838.

The following bill was read the second time and referred to the committee on petitions, to wit:

To authorise Isham G. Smith of the county of Coweta to peddle in the fourth Congressional district without payment for license.

The following bill was read the second time and referred to the committee on new counties, to wit :

A bill to add lot of land No. 345 in Colquitt to Thomas.

The hour of adjournment having arrived, the Speaker pro tem. the Hon. Mr. McWhorter of Greene, declared the House of Representatives adjourned until to-morrow morning at 10 o'clock, A. M.

SATURDAY, NOVEMBER 12th, 1859.

The House met pursuant to adjournment.

Leave of absence was granted Messrs. Sprayberry, Brantley of Hancock, Render, Williams of Muscogee, Cook of Early, Anderson of Bibb, Price of Pickens, Rhodes of Richmond, Brown of Houston and Cock.

The House took up the report of the committee on the bill to authorize the Judges of the Superior Courts of this State, to allow special and Petit Jurors, such refreshments as said Judges may deem meet and proper while said jurors are engaged in the investigation of any cause, and to provide payment for the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the line between the counties of Brooks and Colquitt so as to add C. H. Johnson of the county of Colquitt to the county of Brooks.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the Committee on the bill, to reduce the Sheriff's bond of Deely county from \$20,000, to \$10,000.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate Etowah Lodge of Free and Accepted Masons.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the town of Thompson, in the county of Columbia.

Which report was agreed to, and the bill read the third time and passed.

The House went into Committee of the whole Mr. Smith of Towns, in the chair, on the bill to authorize the Treasurer to make certain advances.

After some time spent therein, the Committee rose and through their chairman reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time, passed and ordered to be transmitted to the Senate without delay.

The House took up the report of the Committee on the bill to give to endorsers the control of "fi fas" and judgments paid off by them.

The report of Judiciary Committee being favorable there-to was agreed to. The bill was read the time and passed.

Mr. David from the Committee on Enrollment reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives:

A resolution in relation to the portrait of General James Jackson.

The following message was received from the Senate.

Mr. Speaker:—I am instructed by the Senate to inform the House of Representatives, that they have passed the following bills.

A bill to entitled an act to legalize the holding of the Superior Court of the county of Carroll, at its last term.

A bill to be entitled an act for the relief of the securities of George F. Wing, former Tax Collector of the county of McIntosh.

Also, a bill for the relief of Amy Clarke, from certain disabilities therein mentioned.

Also, a bill to be entitled an act to authorize the Mayor and Council of the city of Atlanta, to take possession of the enclosed ground lying between the general passenger depot and Decatur streets, and the Atlanta Hotel and Loyd street in the city of Atlanta, for the purpose of beautifying and ornamenting the same, to be used as a Railroad Park.

Also, a bill to be entitled an act to repeal the seventh sec-

tion of an act, to incorporate and grant certain privileges and powers to the Newnan Guards, in the town of Newnan, Coweta county, and for other purposes therein mentioned, and to repeal the fourth section of an act to regulate the compensation of jurors, in the county of Jefferson, and for other purposes therein mentioned.

Also, a bill to be entitled an act to incorporate the town of Ellaville in Schley county.

Also, a bill to regulate the School fund of Habersham county, and for other purposes therein mentioned.

I am also instructed to inform the House of Representatives, that the Senate have agreed to a resolution appointing a committee, to act in concert with such committee as may be appointed by the House to make arrangements for divine service, on Thursday 24th inst., appointed as a day of Thanksgiving, and have appointed Messrs. Paine, Hill of Wilkes and Briscoe as that committee on the part of the Senate, in which resolution they ask the concurrence of the House.

The House took up the report of the Committee on the bill to change and regulate the fees of Attorney General and Solicitors General of this State.

The Judiciary Committee recommended the passage of the same with an amendment.

Mr. Smith of Towns, moved to postpone the bill indefinitely.

Upon this motion he required the yeas and nays to be recorded.

There are yeas 69. There are nays 81.

Those who voted in the affirmative are Messrs :

Baugh,	Fain of Gordon,	Hopkins,
Blakey.	Fain of Union,	Hurst,
Bivins,	Farnell,	Johnson,
Brown of Houston,	Fleming,	Joiner,
Brewton of Forsyth,	Finney,	Jones of Mitchell,
Causey,	Fortner,	Jones of Rabun,
Cock,	Gay,	Keeling,
Daniel,	Goodman,	Knox,
Delamar,	Graham,	Lumsden,
Dufour,	Green of Cobb,	Martin,
Eberhart,	Heath,	Mays,
Echols,	Henderson of Worth,	McClants,
Ector,	Herington,	McCrairy,
Edmondson,	Holloman,	McDonald of Lump-
Fain of Gilmer,	Holmes,	kin,

McDonald of Mur-Rozier,	Thrasher,
ray,	Selman,
McEver,	Sharpe,
McWhorter,	Smith of Coffee,
Mintz,	Smith of Hall,
Mitchell,	Smith of Towns,
Morris,	Smith of Twiggs,
Mullens,	Sockwell,
Nobles,	Stewart,
Patrick,	Strickland,
Patton,	Tapley,
Register,	Tatum,
Reeder,	Terrell,
	Underwood,
	Vanover,
	Vaughn,
	Walton,
	Ware,
	West,
	Whaley,
	Whittle,
	Williams of Clinch,
	Wofford.
	Worley,

Those who voted in the negative are Messrs :

Alexander,	Glass,	Lewis of Greene,
Allan,	Gibson of Warren,	Lester,
Anderson,	Grovenstein,	Lockett,
Barksdale,	Hardin,	Lofton,
Brantley,	Harkness,	Lumpkin,
Brinson,	Harper of Henry,	McRea,
Broyles,	Harper of Sumter,	Norwood,
Brewton of Tatt-	Harris.	Perry,
nal,	Hartridge,	Pilcher,
Cason,	Henderson of Hen-	Pitts,
Clarke of Elbert,	ry,	Prescott,
Colvard,	Henderson of New-	Ragsdale,
Coleman,	ton,	Rhodes,
Conley,	Hockenhull,	Richards,
Cook,	Hogans,	Screven,
Cullens,	Holden,	Settle,
David,	Holland,	Sims,
Delony,	Howell of Lowndes,	Smith of Bryan,
Dixon,	Howell of Milton,	Solomons,
Earl,	Hutchins,	Sprayberry,
Ely,	Irwin,	Sweat,
Fannin of Morgan,	Kelly,	Turner,
Fannin of Troup,	Kennon,	Tuggle,
Gibson of Rich-	Key,	Wicker,
mond,	Knowles,	Wilson,

So the motion prevailed.

The House took up the report of the committee on the bill to provide for the payment of Solicitors General and other officers of Court, to dispose of money raised by fines and forfeitures, and for other purposes.

Mr. Fain of Union, proposed to amend the same by giving to each Grand and Petit Jurors of this State, one dollar per day.

The same was not received.

Other amendments were offered when Mr. Ely moved to postpone the bill and amendments indefinitely.

Upon this motion Mr. Fain of Union, required the yeas and nays to be recorded.

There are yeas 118, there are nays 30.

Those who voted in the affirmative are Messrs :

Alexander,	Harper of Sumter,	Nobles,
Allan,	Harris,	Norwood,
Anderson,	Hartridge,	Patton,
Barksdale,	Heath,	Perry,
Blakey,	Henderson of Hen-	Pilcher,
Bivins,	ry.	Ragsdale,
Brinson,	Henderson of New-	Register,
Broyles,	ton,	Reeder,
Brewton of Tatt-	Henderson of Worth	Rhodes,
nall,	Hockenhull,	Richard,
Cason,	Hogans,	Rezier,
Causey,	Holden,	Screven,
Clarke of Elbert,	Holloman,	Selman,
Cock,	Holmes,	Settle,
Conley,	Howell of Lowndes,	Sharpe,
Colvard,	Howell of Milton,	Sims,
Coleman,	Hurst,	Smith of Bryan,
Cook,	Hutchins,	Smith of Coffee,
Daniel,	Irwin,	Smith of Hall,
Delony,	Johnson,	Smith of Twiggs,
Dixon,	Jones of Mitchell,	Sockwell,
Eberhart,	Jones of Rabun,	Solomons,
Echols,	Kennon,	Stewart,
Ector,	Knowles,	Strickland,
Edmondson,	Lewis of Greene,	Tapley,
Ely,	Lester,	Turner,
Fain of Gilmer,	Lofton,	Tuggle,
Fain of Gordon,	Lumpkin,	Underwood,
Fannin of Morgon,	Lumsden,	Vanover,
Fannin of Troup,	McCants,	Vaughn,
Farnell,	McCrairy,	Walton,
Fleming,	McDonald of Lum-	Ware,
Fortner,	kin,	Whaley,
Gibson of Rich-	McDonald of Mur-	Whittle,
mond,	ray,	Wicker,
Goodman,	McEver,	Williams of Clinch.
Green of Cobb,	McRea,	Wilson,
Grovenstein,	McWhorter,	Wofford,
Hardin,	Mintz,	Worley.
Harkness,	Mitchell,	Young,
Harper of Henry,	Mullens,	

Those who voted in the negative were Messrs :

Baugh,	Glass,	Mays,
Brantley,	Graham,	Parks,
Brewton of Hous-	Herrington,	Pitts,
ton,	Holland,	Prescott,
Cullens,	Hopkins,	Smith of Towns,
David,	Horsley,	Sprayberry,
Delamar,	Joiner,	Sweat,
Dufour,	Keeling,	Tatum,
Earl,	Kelly,	Terrell,
Fain of Union,	Martin,	West,
Gay,		

So the motion did not prevail.

The House took up the report of the Committee on the bill to provide for the admission of evidence of copy plats and grants.

The report of said committee was agreed to, the bill was read the third time and passed with the amendment.

The bill for the relief of Duncan Barlow, of Clinch county, was amended and indefinitely postponed.

The following bills were read the second time and referred to the Judiciary Committee, to-wit:

A bill to create the office of the States Attorney, and for other purposes.

A bill granting Administrators certain privileges in selling property of estates.

A bill for the punishment of small offences or misdemeanors.

A bill to alter the rules of evidence relative to the competency of witnesses.

A bill to amend the act establishing the Supreme Court of Georgia.

A bill to amend an act, assented to December 11th, 1858, to abolish imprisonment for debt, on certain conditions therein set forth.

A bill to alter and amend an act entitled an act regulating the duties of the clerks of the Superior and Inferior Courts of the several counties of this State.

A bill to authorize the administrators of William Q. Anderson deceased and Thomas Taver deceased to sell the real estate, belonging to said estates and for other purposes.

A bill to amend and act entitled an act to authorize the issuing of attachments and garnishments, and to regulate proceedings in relation to the same, and for other purposes therein mentioned, approved March 4th, 1856, and to extend the provisions of the same.

A bill to prescribe the duty of the Judge of the Superior

Courts of the county of Stewart, in relation to petit jurors of said Courts, and for other purposes.

A bill to alter and amend an act to alter and amend the 12th section, of the 1st. article of the Constitution of this State, approved December 21st, 1857, so as to make the elections of members of the General Assembly annual.

A bill to be entitled an act to limit the lien of Judgments, and for other purposes therein mentioned.

A bill to prescribe time for holding the elections for United States Senators, in the State of Georgia, and

A bill providing for the giving up of marriage licenses to the husband after recording, and to make the same evidence.

The following message was received from His Excellency the Governor, by Mr. Waters his Secretary, to-wit :

Mr. Speaker—The Governor has approved and signed the resolution to have the Portrait of General James Jackson placed in the Hall of the House of Representatives.

The following Message was received from the Senate by Mr. West, their Secretary.

Mr. Speaker :—I am directed by the Senate to inform the House of Representatives, that they have agreed to a resolution in relation to the Branch Mint at Dahlonega, in which they ask the concurrence of the House.

The following bills were read the second time and committed for a third reading, to-wit :

A bill to change the name of the Montrose Manufacturing Company of Sparta, Hancock county, and for other purposes.

A bill to allow additional compensation to the Sheriff of Hall county.

A bill to incorporate Herman Lodge, No. 189, and for other purposes.

A bill to add a section to the act incorporating the town of Dahlonega.

A bill to incorporate Georgetown of Quitman county, and for other purposes.

A bill for the relief of Andrew J. Lovelady of the county of Pickens, and for other purposes.

A bill to create and lay off a new Judicial Circuit, to be called the Hiwassee Circuit, and for other other purposes.

A bill to compel non-residents owning land in the county of Worth, to pay taxes on the same in said county.

A bill to repeal an act assented to December 11th, 1858, so far as relates the county of Wilcox ; and

A bill for the relief of the estate of Robert Bradford, deceased, and Samuel Moffet and Robert H. Bradford Executors, of the same.

The following bills were read the second time and referred to the Committee on New Counties, to-wit:

A bill to lay out and organize a new county from the counties of Franklin and Habersham.

A bill to change the line between the counties of Madison and Franklin.

A bill to change the line between the counties of Coweta and Heard.

A bill to add a part of the county of Montgomery to the county of Laurens.

A bill to change the line between the counties of Thomas and Mitchell.

A bill to lay out and organize a new county from the counties of Newton, DeKalb, Henry and Gwinnett.

The following bills were read the second time and referred to the committee on Education, to-wit:

A bill to create an additional fund for the education of children in this State from the nett earnings of the Western & Atlantic Railroad, and for other purposes, and

A bill to amend the first section of an act entitled an act to provide for the education of the children of this State, between certain ages, and provide an annual sinking fund for the extinguishment of the public debt, assented to 11th Dec, 1858.

The following bills of the House were read the second time and referred to the Committee on Agriculture and Internal Improvement, to-wit:

A bill to reduce and establish the rate on lime carried over the W & A. Railroad, so as to facilitate the use of the same for Agricultural purposes, and

A bill to appropriate \$15,000 towards the building of a bridge over Spring Creek in Milton county, &c.

The following bills of the House were read the second time and ordered to be Engrossed, to-wit:

A bill to revise, alter and amend an act entitled an act to appoint Trustees for the Jackson county Academy, and to incorporate the same, assented to 20th November, 1818, and for other purposes therein expressed; and

A bill to relieve certain persons in McIntosh county from jury duty; and

A bill to incorporate the town of Dawsonville, and for other purposes.

The bill to prevent the sale of spirituous liquors by itinerant peddlers in this State, and an accompanying memorial were referred to the committee on Petitions.

The bill prescribing the time when all free persons of color, born within the limits of this State shall become slaves

and for other purposes, was read the second time and referred to a special committee, consisting of Messrs. Lester, McWhorter, Eain of Union, Holden, Henderson of Newton, Lumpkin and Pilcher.

The bill for the relief of John W. Carlwell of the county of Morgan and Toulinson Fert of the county of Baldwin, and for other purposes.

Was read the second time and referred to the Committee on Finance.

The following bills were read the second time and referred to the committee on Internal Improvement, to-wit :

A bill to incorporate the Chattahoochee Stock Water Navigation Company.

The following bills of the Senate were read the first time, to-wit :

A bill to repeal the 7th section of an act to incorporate and grant certain privileges and powers to the Union Guards in the town of Newnan, Coweta county, and for other purposes.

And to repeal the 4th section of an act to regulate the compensation of jurors, in the county of Jefferson, &c.

A bill to legalize the holding of Carroll Superior Court at its last term, and to make valid the proceedings of said Court.

A bill to authorize the Mayor and Councils of the city of Atlanta, to take possession of the enclosed ground lying between the General Passenger Depot, and Decatur street and the Atlanta Hotel and Lloyd street in the city of Atlanta, for the purpose of beautifying and ornamenting the same, to be used as Railroad Park.

A bill to incorporate the town of Ellaville in the county of Schley.

A bill for the relief of Amy Clarke, from certain disabilities therein mentioned.

A bill for the relief of the securities of George F. Wing, Tax Collector of McIntosh county, and

A bill to amend an act to incorporate the "The Savannah, Griffin and North Alabama Railroad Company, assented to 11th day of February, 1851, and to repeal sections 7, 8 and 9 of said act, and to substitute two additional sections in lieu thereof.

Also a resolution relative to the observance of Thursday the 24th inst., as a day of Thanksgiving.

Leave of absence was granted Mr. Lunsden for a few days on business, and the House adjourned until 9½ o'clock, A. M., Monday morning.

MONDAY, NOVEMBER 14th, 1859.

The House met pursuant to adjournment.

Mr. Williams of Clinch, moved to reconsider so much of the Journal of Saturday, as relates to the rejection of a bill for the relief of Duncan Barlow, of the county of Clinch.

The same was lost.

The following bills were reported and read the first time, to-wit :

Mr. Wofford of Cass, reported

A bill to make an appropriation to endow a chair of Nutual Science and Agriculture in the Cherokee Baptist College, and for other purposes therein mentioned.

Mr. Hartridge of Chatham, reported

A bill to confer certain powers upon the Judge of the city Court of Savannah, and

A bill for the relief of David Edwin W Irwin of the county of Chatham, and for other purposes, also

A bill to incorporate the Baltimore and Savannah Steam-Boat Company.

Mr. Screven, reported

A bill to exempt from taxation, one acre of land in the county of Montgomery, appropriated as the burial place of George M. Troup, deceased, and to constitute the Justices of the Inferior Court of said county, trustees for the protection thereof, and

A bill to enable certain commissioners therein named, to sell the old Greene Monument in the city of Savannah, and for other purposes.

Mr. Ely, reported

A bill to extend the provisions of the poor school laws to the purchase of school books and stationary.

Mr. Tatum, reported

A bill to incorporate the "Trenton Academy," to appropriate money for the same, and for other purposes.

Also, a resolution authorizing the Governor to purchase copies of the pamphlet laws of the present General Assembly, &c., &c.

Mr. Lumpkin, reported

A bill to add a section to an act incorporating the town of Athens, in the county of Clarke.

Mr. Greene of Cobb, reported

A bill to make all property both real and personal subject for the purchase money of such property.

Mr. Smith of Hall, reported

A bill to consolidate the offices of Clerk of the Superior and Inferior Courts of Hall county.

Mr. Fannin of Morgan, reported

A bill to amend an act incorporating the Madison Presbyterian Church, so far as relates to the filling the vacancies of Trustees, assented to 7th December, 1851, and

A bill to require parties propounding a will for probate to give to parties that would be interested if there was no will, and the legatees under the will, ten days notice of the time and place where the same is to be offered for probate, and for other purposes.

Mr. Dixon of Muscogee, reported

A bill to repeal an act entitled an act to regulate the testimony of Attorneys at law.

Mr. Fain of Gordon, offered a resolution to encourage agriculture &c., which was read and referred to the committee on Agriculture and Internal Improvement.

Mr. Glass of Clayton, offered a resolution to furnish the county of Clayton with the statutes of this State.

Mr. Lewis of Greene, offered the following resolution which on motion was taken up, read and agreed to, to-wit:

Resolved, That the clerk of this House be authorized to employ ten engrossing clerks if that number should be found necessary to expedite the business of Legislation.

Mr. Broyles, reported

A bill to amend an act entitled an act to change certain county lines therein mentioned, approved March 1st. 1856.

Mr. Patton of Walker, reported

A bill to lay out and organize a new county from the counties of Chattooga and Walker.

Mr. Cason, reported

A bill to change the county lines between the counties of Ware, Pierce and Coffee.

Mr. Gibson of Warren, reported

A bill to change the county line between the counties of Warren and Glasscock, accompanied by a petition for the same.

Mr. Gibson of Richmond, reported

A bill to incorporate the "Richmond Fire Company."

Mr. Strickland, reported

A bill to amend the 1st. section, of act entitled an act to add an additional section to the 10th Division of the Penal Code.

Mr. Sharpe, reported

A bill for the relief of John S. Carpenter, late tax collector of the county of Montgomery.

Mr. Gibson of Richmond, reported

A bill to facilitate the taking of cases to the Supreme Court by Executors, Administrators and Guardians, &c.

Mr. Lofton, reported

A bill to amend an act entitled an act to amend the rent laws of this State, approved December 24th, 1857.

And also an act entitled an act to protect the owner of land or tenements against intruders, and to provide a remedy for land owners in certain cases, approved February 14th 1854.

Mr. Cook, reported

A bill to alter and amend the charter of the Atlantic and Gulf Railroad, and locate the west end of the same.

Mr. Whaley, reported

A bill to empower the Superior Courts to appoint partitioners to divide negroes and other personal property, and to authorize the sale of the same, &c.

Mr. Baugh, reported

A bill to amend the 6th Article and 1st section of an act passed the 27th of Dec., 1845.

Mr. Parks, reported

A bill to add a part of the county of Gilmer to the county of Fannin, and for other purposes therein mentioned.

The House took up the report of the Committee on the bill to change the name of the Montrose Manufacturing Company of Sparta Hancock county, and for other purposes.

The report was agreed to, and the bill read a third time and passed.

The House took up the report of the Committee on the bill to incorporate the town of Dawsonville, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, by Mr. West, their Secretary.

Mr Speaker :—The Senate have passed the following bills, to-wit :

A bill to be entitled an act to incorporate the Georgia Insurance Company.

Also, a bill to be entitled an act to amend an act entitled an act, to charter the Charleston and Savannah Railroad.

Also, a bill to be entitled an act to amend an act entitled an act, to alter and amend the Road laws of this State, so far as relates to the county of Wayne, assented to December 22d, 1857.

Also, a bill to be entitled an act to alter and amend an act, incorporating the town of Lincolnton, and the several acts amendatory thereof.

Also, a bill to amend the charter of the city of Griffin.

Also, a bill to regulate the school fund of Habersham county, and for other purposes therein named.

Also, a bill to incorporate the Clarke county Agricultural Society, and to confer certain powers and immunities on the same.

The House took up the report of the Committee on the bill to prescribe the liability in certain cases of persons hiring slaves.

The same was amended.

The report as amended was agreed to. The Bill was read the third time and lost.

The House took up the report of the Committee on the bill to incorporate an Insurance Company, in the city of Columbus, to be called "The Western Georgia Insurance Company.

Mr. Hartridge from the committee on Banks to whom said bill was referred proposed to amend the same by changing its name to, The Georgia Home Insurance Company.

The amendment was received.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill for the relief of Seaborn Stringer, of the county of Mitchell.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to repeal an act to increase the salaries of the Executive and of the Judges of the Supreme Court and Superior Courts of this State, assented to December 22d, 1857.

Upon the question of agreeing to the report of the Judiciary Committee, which was adverse to the same,

Mr. Fain of Union required the yeas and nays to be recorded.

There are yeas 109, there are nays 33

Those who voted in the affirmative are Messrs :

Alexander,	Causey,	Echols,
Allan,	Clarke of Elbert,	Ector,
Barksdale,	Colvard,	Edmondson,
Baugh,	Coleman,	Ely,
Blakey,	Cook,	Fain of Gordon,
Bivins,	Cullens,	Fannin of Morgon,
Brinson,	David,	Fannin of Troup,
Brown of Sumter,	Delamar,	Finney,
Bruton of Forsyth,	Delony,	Fortner,
Brewton of Tatt-	Dixon,	Gay,
nall,	Earl,	Glass,
Cason,	Eberhart,	Goodman,

Green of Cobb,	Knox,	Screven,
Green of Houston,	Lewis of Greene,	Settle,
Hardin,	Lewis of Hancock,	Sims,
Harper of Henry,	Lester,	Smith of Bryan,
Harper of Sumter,	Lofton,	Smith of Coffee,
Harris,	Lumpkin,	Smith of Hall,
Hartridge,	Martin,	Smith of Twiggs,
Heath,	McCants,	Solomons,
Henderson of New-	McComb,	Sweat,
ton,	McCrairy,	Tapley,
Henderson of Worth	McEver,	Terrell,
Holden,	McRea,	Thrasher,
Holloman,	McWhorter,	Turner,
Holland,	Mitchell,	Tuggle,
Hopkins,	Morris,	Vanover,
Howell of Lowndes,	Nobles,	Vaughn,
Howell of Milton,	Norwood,	Walton,
Hurst,	Parks,	Ware,
Hutchins,	Patrick,	Whaley,
Irwin,	Perry,	Wicker,
Johnson,	Pilcher,	Williams of Clinch,
Jones of Mitchell,	Pitts,	Williams of Musco-
Jones of Rabun,	Register,	gee,
Keeling,	Richard,	Wilson,
Kelly,	Rozier,	Young,
Knowles,	Scott,	

Those who voted in the negative were Messrs :

Broyles,	Holmes,	Reeder,
Daniel,	Joiner,	Selman,
Fain of Gilmer,	Kennon,	Sharpe,
Fain of Union,	Key,	Smith of Towns,
Farnell,	Lumsden,	Sockwell
Fleming,	McDonald of Lum-	Strickland,
Gibson of Rich-	kin,	Tatum,
mond,	McDonald of Mur-	Underwood,
Gibson of Warren,	ray,	West,
Henderson of Hen-	Mintz,	Whittle,
ry.	Patton,	Wofford,
Herrington,	Price,	Worley.
Hockenhull,	Ragsdale,	

So the report was agreed to, and the bill therefore lost.

The House took up the report of the committee on the bill to add a section to the 1st. Division of the Penal Code of this State.

The same was on motion of Mr. Lewis of Hancock, amended by substituting the punishment of death for confinement in the Penitentiary.

The report as amended was agreed to.

The bill was read the third time, and passed as amended.

The House took up the report of the committee on the bill to amend the law in relation to pleading, and amendments thereof, and for other purposes, on the bill to prescribe the manner of drawing juries in Justices Courts, and

A bill to exempt from levy and sale in the hands of purchasers and others obtaining the same, all property exempt by law while in the hands of debtors.

The Judiciary Committee having reported against the passage of said bills,

The report was agreed to, and the bills lost.

The House took up the report of the Judiciary Committee on the bill to regulate the practice of the Superior Courts of this State in certain cases, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Judiciary Committee on the bill to empower Ex-Judges of the Superior Courts to sign bills of Exceptions in certain cases.

The report was agreed to, and the bill read the third time and passed.

The House took up the report of the Judiciary Committee on the bill to prohibit the past-mortem manumission of slaves.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Judiciary Committee on the bill providing for citizens of other States and Territories of the United States to act as Executors co-Executors and Administrators in this State, under certain circumstances therein mentioned.

The report being adverse to the passage of the same was agreed to, and the bill therefore lost.

The House took up the report of the committee on the bill to incorporate Hirman Lodge No. 189, of "Free and Accepted Masons, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to allow additional compensation to the Sheriffs of Hall county.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to relieve certain persons in McIntosh county from jury duty.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the Committee on the bill to add a section to the act incorporating the town of Dahlonaga.

The report was agreed to, the bill was read the third time and passed.

The bill for the relief of And. J. Lovelady, of the county of Pickens, and for other purposes, was on motion of,

Mr. Price of Pickens, referred to a special committee consisting of, Messrs. Price of Pickens, Smith of Towns, Lester, Ely and Fain of Gilmer.

The bill to create a new Judicial Circuit to be called the Hiwassee Circuit, was laid on the table subject to the call of the mover Mr. Smith of Towns.

The House took up the report of the committee on the bill to repeal an act, assented to December 11th, 1858, so far as relates to the county of Wilcox, regulating tavern licenses in this State.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill for the relief of the estate of Robert Bradford, deceased, and Samuel Moffet and Robert H. Bradford Executors, of the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the town of Georgetown of Quitman county and for ty, other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to revise, alter and amend an act entitled an act to appoint trustees for the Jackson county Academy, and to incorporate the same, assented to 20th November, 1818, and for other purposes therein expressed.

The report was agreed to, the bill was read the third time and passed.

The bill to compel non-residents owning land in the county of Worth, to pay taxes on the same in said county. was referred to the committee on Finance.

The House took up the Senate resolution relative to the Branch Mint of Dahlonaga and concurred in the same.

The Senate resolution relative to the appointment of a Joint Committee to make preparation for the celebration of Thursday 24th inst., as a day of Thanksgiving was taken up, read and concurred in.

The Speaker on the part of the House appointed under this resolution, Messrs. McComb, Lewis of Hancock, Lester, Smith of Towns and McWhorter.

The following resolution of the House was taken up read and agreed to, to-wit :

Resolved, That this House will not entertain any proposition to change the present county lines of any county in this State without a petition or the written consent of the parties who are to be affected thereby.

The House took up, read and agreed to the resolution of the Senate requiring the Judiciary Committee to enquire into the importance of a change in the present mode of holding Sheriffs, Executors, Administrators. Guardians and Trustees sales in this State.

Mr. Smith of Towns, was added to the Judiciary Committee.

Mr. Mintz to the Committee on the Lunatic Asylum.

Messrs. Jones of Mitchell and Causey, to the committee on the Asylum for the Blind.

Messrs. Terrell, Stewart, Patton and Echols to the committee on new counties.

The following bills were read the second time and committed for the third reading, to-wit :

A bill to attach lots of land No's. 54 and 55 in the 7th district of Randolph county, to the county of Clay.

A bill for the relief of Reuben Cloud of Decatur county.

A bill to repeal an act to amend the road laws of this State, so far as relates to the county of Coffee.

A bill to alter and amend the road laws of this State, so far as relates to the county of Cherekee.

A bill to refund a tax paid by the North Western Bank to the Tax Collector of Catoosa county.

A bill to change the lines between the counties of Clinch and Berrien, and

A bill providing for the probating of wills and taking testimony in Courts of Ordinary by Commission, &c,

The rules were suspended on motion of Mr. McWhorter of Greene, and the House adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

The following bills were read the second time and committed for the third reading, to-wit :

A bill to alter and amend the thirty fifth section of the fourteenth Division of the Penal Code,

A bill for the relief of Wilson W Poe of the county of Early.

A bill to compensate Dr. Wilson Z. Cock of the county of Early.

A bill for the relief J. E. McMullons of Echols county.

A bill to appropriate a sum of money to compensate John A. Towers of the county of Floyd, for improvements in the navigation of Coosa river.

A bill to incorporate the Floyd Cavalry Company, and for other purposes.

A bill to change the line between the counties of Appling and Coffee.

A bill to account with the trustees of the University of Georgia, for the interest due on the sale of University lands, and to provide for the payment of the same.

A bill to regulate the fees of jurors in Justices Courts in the counties of Catoosa and Dade.

A bill for the relief of John R. Dyer, Executor of Anthony Dyer, deceased.

A bill to incorporate the town of Blackshear in Pierce county, and to provide for the government of the same.

A bill to amend an act to define the liabilities of the several Railroad Companies of this State, for injury to persons or property, to prescribe in what counties they may sue and be sued and how served with process, approved March 5th, 1856.

A bill to incorporate a Mining Company in the county of Carroll, &c.

A bill to aid the citizens of Georgia in the construction of Railroads in this State, upon the conditions and limitations therein specified.

A bill to donate all negro slaves executed for the commission of capital offences against the laws of this State, to the several Medical Colleges within the same.

A bill to change the time of holding elections for county officers in this State.

A bill to alter and extend the provisions of an act entitled an act to exempt from levy and sale under execution, certain property therein mentioned, assented to December 11th, 1841, and to repeal a portion of said act.

A bill to allow and make compensation to the Reporter of the Supreme Court, for certain volumes of the decisions of said Court, furnished by him under the provisions of the act of 1845.

A bill to fix the amount of claim bonds in the Justices Courts in this State.

A bill to reduce work on roads in the county of Wilcox.

A bill to compel the Sheriffs, Clerks, to advertise their sales &c., of Randolph county on certain conditions.

A bill to authorize the Inferior Court of Schley county to levy an extra tax for county purposes.

A bill to alter and change the election of tax receivers and collectors.

A bill to authorize the removal of trustees, and for other purposes.

A bill to repeal an act amendatory of the Penal Code &c.

A bill to authorize the Inferior Court of the county of Tattnall to levy an extra tax, for county purposes.

A bill to create a new Judicial Circuit, and to provide for the appointment and election of a Judge and Solicitor General thereof.

A bill to compel trustees in certain cases therein mentioned to make annual returns to the Ordinaries of the several counties of the State of Georgia.

A bill for the relief of Mary Francis Nunor of the county of Bibb, and for other purposes.

A bill to amend the Judiciary act of 1779.

A bill to incorporate the Fort Royal Railroad Company.

A bill to amend the charter of the town of Washington.

A bill to incorporate the Eatonton and Madison Railroad.

The following bills were read the second time and referred to the Judiciary Committee, to-wit:

A bill to make Justices of the Peace in the several Militia Districts in this State, ex-officio road and patrol commissioners.

A bill to require securities and endorsers when they give notice, to do so in writing.

A bill to repeal the act organizing the Supreme Court.

A bill to repeal an act abolishing imprisonment for debt, &c.

A bill for the relief of James Rozier.

The following bills were read the second time and referred to the committee on Public Education, to-wit:

A bill to repeal an act entitled an act to provide for the education of the children of the State, between certain ages and to provide an annual sinking fund for the extinguishment of the public debt, and to provide for the application of the nett earnings of the W. & A. Railroad, and for other purposes.

On motion of Mr. Screven of Chatham, the following resolution was taken up, read and referred to the committee on Finance, to-wit:

Resolved, By the Senate and House of Representatives of the State of Georgia in General Assembly met, that his Excellency the Governor, be and he is hereby requested, and authorized to purchase two hundred copies of Cobb's General Index to the Georgia Reports, and two hundred copies of Millen's Digest of the decisions of the Supreme Court of Georgia, for the use of the State House Officers and of the counties of this State, and to draw his warrant on the Treasury for the payment of the same.

The following bills of the House were read the second time and ordered to be Engrossed, to-wit:

A bill to protect the legacy left by the last will and testament of William Martin, deceased, for the benefit of the society (at Jefferson, Jackson county, Georgia) of the Methodist Episcopal Church South, and for other purposes.

A bill to authorize Samuel Irwin of the county of Clayton to practice medicine.

The bill to provide for the education of a teacher of the Deaf and Dumb, was read the second time and referred to the Committee on the Asylum for the Deaf and Dumb.

Also, the bill to appropriate a sum of money to pay certain persons for work and labor done and material furnished about the Deaf and Dumb Asylum.

The bill defining the duty of the several clerks of the Court of Ordinary in this State, in relation to granting marriage license in certain cases therein mentioned, and to prevent the same, and for other purposes, was read the second time and referred to a select committee consisting of, Messrs. Lewis of Hancock, Holden, Clarke of Elbert, Alexander of Floyd and Smith of Towns.

The following bills were read the second time and referred to the Committee on New Counties, to-wit:

A bill to alter and change the line between the counties of Glasscock and Warren, &c.

A bill to lay out and organize a new county out of the counties of Columbia, Jefferson and Glasscock.

A bill to create a new county out of the counties of Wayne and Appling.

The following bills of the House were read the second time and referred to the Committee on Agriculture and Internal Improvement, to-wit:

A bill to change the name of the Southern Central Agricultural Society, and to incorporate the Planters' Club of Hancock county.

The bill to amend an act to incorporate the "The Savannah, Griffin and North Alabama Railroad Company, assented to 11th day of February, 1854, and to repeal sections 7, 8 and 9 of said act, and to substitute two additional sections in lieu thereof.

Was read the second time.

The House then adjourned until 9½ o'clock, A. M., tomorrow morning.

TUESDAY, NOVEMBER 15th, 1859.

The House met pursuant to adjournment.

Leave of absence was granted Mr. Kennon for a few days on account of illness in his family.

On motion of Mr. Alexander of Floyd so much of the Journal of yesterday was reconsidered as relates to the rejection of the bill to amend the law in relation to pleading, and amendments thereof, and for other purposes therein mentioned.

The bill to change the lines between the counties of Clinch and Berrien, was referred to the Committee on New Counties.

The Committee on Agriculture and Internal Improvements, to whom was referred a bill to reduce and establish the rate of freight on lime carried over the W. & A. R. R., so as to facilitate the use of the same for agricultural purposes, reported as a substitute for the same, "a bill to reduce the rates of freight on lime, salt, guano, and all other fertilizers carried over the W. & A. R. R., where the same are to be used exclusively for agricultural purposes."

The House took up the report of the committee on the bill to amend an act entitled an act to incorporate the Yahoola River and Cane Creek Hydraulic Hose Mining Company, assented to December 11th, 1858.

The same was amended.

The report, as amended, was agreed to, the bill was read the third time and passed with amendments.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Etowah and Auraria Hydraulic Hose Mining Company.

The report was agreed to, with amendments proposed by the Committee on Internal Improvements, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill to abolish the public execution of criminals condemned to death by the laws of this State, and to provide for their execution in private.

The same was amended.

The report, as amended, was agreed to, the bill was read the third time and on the question of its passage, the yeas and nays being recorded, there are yeas 88, there are nays 60.

Those who voted in the affirmative are Messrs :

Alexander,	Henderson of New'n	Morris,
Allan,	Herrington,	Mullens,
Barksdale	Hockenhull,	Parks,
Bivins,	Hogans	Pilcher,
Brinson,	Holden,	Pitts,
Brown of Sumter,	Holloman	Prescott,
Cason,	Holmes,	Ragsdale,
Causey,	Hopkins,	Richards,
Clark of Elbert,	Howell of Lowndes,	Rozier,
Colvard	Howell of Milton,	Scriven,
Conley,	Hutchins,	Selman,
Cook,	Irwin,	Settle,
Cullens,	Kelly,	Sharpe,
Dixon,	Key,	Sims,
Earle,	Lewis of Greene,	Smith of Bryan,
Echols,	Lewis of Hancock,	Smith of Twiggs,
Ector,	Lester,	Solomons,
Fain of Gordon,	Lockett,	Stewart
Fannin of Morgan,	Lofton,	Sweat,
Fannin of Troup,	Lumpkin,	Terrell,
Finney,	Mays,	Turner,
Gibson of Richmond	McComb,	Tuggle,
Gibson of Warren,	McCrary,	Vanover,
Greene of Cobb.	McDonald of Lump-	Walton,
Grovensteine,	kin,	Whittle,
Harper of Henry,	McDonald of Mur-	Wicker,
Harper of Sumter,	ray,	Williams of Musco-
Harris,	McRea,	gee,
Hartridge,	McWhorter,	Wilson,
Heath,	Mintz,	Wofford,
Henderson of Henry		

Those who voted in the negative are Messrs :

Baugh,	Farnell,	Jones of Rabun,
Blakey,	Fleming,	Keeling
Broyles	Fortner	Knowles,
Bruton of Forsyth,	Gay,	Knox
Coleman,	Glass,	Martin,
Daniel,	Goodman,	McCants,
David,	Graham,	McEver
DeLamar,	Henderson of Worth	McLendon,
Delony,	Herrington,	Mitchell,
Dufour,	Holland	Nobles,
Eberhart,	Hurst,	Norwood,
Edmondson,	Johnson,	Patton,
Fain of Gilmer	Joyner,	Perry,
Fain of Union,	Jones of Mitchell,	Price

Register,	Tapley,	Ware,
Reeder,	Tatum,	West,
Scott,	Taylor,	Whaley,
Smith of Coffee	Thrasher,	Williams of Clinch,
Smith of Towns,	Underwood,	Worley,
Sockwell,	Vaughn	Young.
Strickland,		

So the bill was passed.

The bill to provide for the call of a convention to reduce the number of the General Assembly of the State of Georgia, and to make such other alterations in the Constitution as may be deemed essential, and for other purposes, was made the special order for Thursday next, and two hundred copies of the same ordered to be printed for the use of the House.

The House took up the report of the committee on the bill to add a portion of Johnson county to the county of Laurens.

The report of the committee on new counties, which was adverse to the passage of the same, was agreed to and the bill therefore lost.

The House took up the report of the Committee on the bill to incorporate the town of Bowden in the county of Carroll, and for other purposes therein mentioned.

The same was amended, on motion of Mr. Thrasher, and the report as amended agreed to. The bill was read the third time and passed.

The bill to create the office of State's Attorney was withdrawn by the mover, with the unanimous consent of the House.

The House took up the report of the Committee on the bill granting administrators certain privileges in selling property of estates.

The Judiciary Committee having reported against the passage of the bill, the report was agreed to, and the bill therefore lost.

The House took up the Report of the committee on the bill to amend an act for the better regulating fences in the Province of Georgia, approved March 7th, 1759.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the law in relation to the foreclosure of mortgages on real property, and the sale thereof, and to prescribe a form for all mortgages, and for other purposes therein mentioned.

The same was amended.

The report, as amended, was agreed to, the bill was read the third time and passed.

The following Message was received from the Senate by Mr. West, their Secretary :

Mr. Speaker: The Senate have passed the following bills :

A bill to be entitled an act to incorporate the town of Perry in Houston county, and to extend the limits of the same, and to repeal an act to incorporate the town of Perry passed December 28th, 1828. Also,

A bill to be entitled an act to change the line between the counties of Early and Calhoun. Also,

A bill in relation to new trials. Also,

A bill to be entitled an act to amend an act, entitled an act to provide for the education of the children of this State. Also,

A bill to be entitled an act to change the line between the counties of Elbert and Hart. Also,

A bill to be entitled an act to authorize guardians of insane persons to be made parties to suits. Also,

A bill to be entitled an act to authorize juries to assess damages in matters of illegalities, upon certain conditions. Also,

A bill in relation to the admission of evidence. Also,

A bill to be entitled an act to authorize the administrators of the estate of James Young, Sr., to sell the property of said estate, and to make titles to the same. Also,

A bill to be entitled an act to add the county of Wilcox to the Second Congressional District. Also,

A bill to be entitled an act to prohibit persons from poisoning fish in the water courses of Irwin county. Also,

A bill to be entitled an act to incorporate the Thomasville manufacturing, agricultural and commercial association, and for other purposes.

The Senate has also agreed to a resolution that the General Assembly appoint a committee to take into consideration the promotion of the arts and sciences of this State.

Also, a resolution that the General Assembly do meet in the Representative Hall on Saturday the 19th inst, at 12 o'clock, to elect two commissioners to codify the laws of Georgia.

The House took up the report of the Committee on the bill for the punishment of small offences and misdemeanors.

The report of the Judiciary committee, which was adverse to the same, was agreed to, and the bill was therefore lost.

The House went into committee of the whole, Mr. McWhorter of Greene in the chair, on the bill to appropriate

\$1,500 00 towards the building of a bridge over Spring Creek in Miller county.

After some time spent therein the committee arose, and through their chairman, reported the same back to the House with an amendment striking out that portion of the bill which provided an appropriation.

Upon the question of receiving the same, the yeas and nays were required to be recorded. There are yeas 79, there are nays 43.

Those who voted in the affirmative are Messrs :

Barksdale,	Harper of Sumter,	Norwood,
Blakey,	Henderson of Henry	Patton,
Bivins,	Herrington,	Pilcher,
Brinson	Hockenhull,	Pitts,
Broyles	Hogans	Reeder,
Bruton of Forsyth,	Holden,	Rozier,
Cason,	Holland,	Scott,
Causey,	Holloman,	Selman,
Colvard,	Horsley	Settle,
Coleman,	Hurst,	Sims,
Conley,	Hutchins,	Smith of Hall,
Cook,	Jones of Rabun,	Stewart
Cullens	Kelly,	Strickland,
Daniel,	Lewis of Greene,	Taylor,
David,	Lewis of Hancock,	Turner,
Dixon,	Lockett	Tuggle,
Earle,	Lumpkin,	Underwood,
Eberhart,	Martin,	Vaughn
Ector,	McCants,	Walton
Edmondson,	McCrairy,	Ware,
Fain of Gilmer,	McEver,	West
Fannin of Morgan,	McLendon,	Whittle
Fannin of Troup,	McRea,	Wicker
Finney,	McWhorter,	Wilson,
Goodman,	Mintz,	Worley.
Grovensteine,	Mitchell,	
Harper of Henry,	Mullens	

Those who voted in the negative are Messrs :

Alexander,	Gibson of Richm'nd,	Joyner,
Baugh,	Graham,	Jones of Mitchell,
Brewton of Tattnall	Harris,	Keeling
DeLamar,	Henderson of Worth	Knowles,
Ely,	Holmes	Knox,
Fain of Union,	Hopkins,	Lester,
Gay,	Howell of Lowndes,	McDonald of Lump-
Glass,	Johnson,	kin,

McDonald	of Mur-Richards,	Tatum,
ray,	Screven	Terrell,
Mays	Sharpe,	Thrasher,
Morris,	Smith of Bryan,	Vanover,
Nobles,	Smith of Coffee,	Whaley,
Perry	Smith of Towns,	Williams of Clinch,
Price	Sockwell,	Williams of Mus'gee
Ragsdale,	Solomons,	Wofford,
Register,	Sweat,	Young.

So the amendment was received.

The bill was then, on motion of Mr. Joyner of Miller, postponed indefinitely.

Mr. Gibson, of Richmond, was added to the Special Committee, to whom was referred a bill relative to free negroes, &c., &c.

The House adjourned until 9½ o'clock, A. M., to-morrow.

WEDNESDAY, NOVEMBER 16th, 1859.

The House met pursuant to adjournment.

On motion of Mr. Joyner of Miller so much of the Journal of yesterday as relates to the amendments and indefinite postponement of the bill appropriating \$1,500 00 to the building a bridge across Spring Creek in the county of Miller was reconsidered.

Leave of absence for a few days on business was granted Messrs. Heath of Burke, Selman, of Walton, Smith of Hall, and Hurst of Walton.

The following bills were reported and read the first time, to wit :

Mr. Wofford, reported,

A bill for the relief of Arthur Haire of the county of Cass.

Mr. Tuggle reported,

A bill to prescribe the terms for which receivers of tax returns, tax collectors and county treasurers shall hold their offices.

Mr. Worley reported

A bill to regulate the paper currency, to prohibit the circulations of Bank bills or notes under ten dollars and for other purposes.

The following message was received from the Senate by Mr. West their Secretary.

Mr. Speaker:—The Senate has passed the following bills,

A bill to be entitled an act to incorporate the town of Perry in Houston county and to extend the limits of the same, and to repeal an act to incorporate the town of Perry in Houston county, and to define the duties and authorities of the same, passed the 25th December, 1838, and for other purposes therein named.

They have also passed a bill of the House of Representatives to be entitled an act to authorize the State Treasurer to make certain advances, with an amendment in which they ask the concurrence of the House.

On motion of Mr. Gibson of Richmond the rules were suspended and Senate amendment to the bill to authorize the Treasurer to make certain advances, was concurred in.

Mr. Hogans of Charlton, reported,

A bill to protect the possession of lands in the county of Charlton, &c. And,

A bill to alter and amend the 2d section of an act approved January 21st, 1852, and for other purposes therein mentioned.

Mr. Edmondson, of Brooks, reported,

A bill to incorporate the town of Quitman in Brooks county and for other purposes therein mentioned.

Mr. Lumpkin, of Clark, reported,

A bill for the the relief of Charles S. Oliver and Charles J. Oliver of Clark county.

Mr. Delony of Clark, reported,

A bill to incorporate "The Relief Fire Company No. 2, in the Town of Athens.

A bill to provide for the rendition of fugitive criminals, and,

A bill declaring the rights of husbands in, and to the property of their deceased wives and to fix the liabilities of husbands upon the contracts of their deceased wives and for other purposes.

Mr. Gay of Colquitt, reported,

A bill to change the name of James Mercer to James D. Robinson and for other purposes therein mentioned.

Mr. Hockenhull, reported,

A bill to change the line between the counties of Dawson and Lumpkin so as to include the residence of James Rice in the county of Dawson.

Mr. Tatum, of Dade, reported,

A bill for the relief of Francis Daniel, Sheriff of the county of Dade.

Mr. Screven of Chatham reported,

A bill to amend the several acts of the General Assembly relating to the Savannah and Albany Rail Road company, &c., &c., &c.

Mr. Ely Dougherty reported,

A bill to alter and amend an act pointing out the mode of collecting a certain description of debts therein mentioned approved Dec. 19th, 1818 and to extend the provisions of the same so as to embrace corporations.

Mr. Lester of Cobb, reported,

A bill to amend the second Section of an act entitled an act to provide against the forfeiture of the several bank charters of this State, on account of non-specie payment for a given time and for other purposes therein named, passed 22d Dec. 1857.

Mr. Williams of Clinch, reported,

A bill to amend an act entitled an act entitled to amend the Road laws of this State so far as relates to the county of Coffee, approved 1st March 1856, and apply its provisions to the county of Clinch.

Mr. Cullens reported,

A bill to re-imburse the county of Early for money expended in arresting the spread of Small Pox.

Mr. Lewis of Hancock, reported,

A bill for the better protection of the morals of the youth of this State.

A bill more effectually to carry into effect the 13th section of the 4th Article of the Constitution of this State, to promote the arts and sciences, and to provide for the education of teachers at the University, and for other purposes.—
And

A bill to lend the bonds of the State of Georgia to Mark A. Cooper and for other purposes.

Mr. Lewis, of Greene, reported,

A bill to amend the act of the 11th Dec. 1858, in relation to insurance companies, and express companies doing business in this State.

Mr. Kelly of Glascock, reported,

A bill to prevent the marriage of Cousins.

Mr. Fain, of Gilmer, reported,

A bill to authorize the Justices of the Inferior Court of Gilmer county to levy and collect an extra tax for the purpose of paying the county debt created by the building of their last court house.

Mr. Terrell reported,

A bill to compensate Justices of the Peace in Decatur county for making out and returning lists of poor children to the Ordinary.

Mr. Register reported,

A bill to prevent the burning of the woods in the county

of Echols at certain seasons of the year, and for other purposes.

Mr. Earle of Franklin reported,

A bill to incorporate the Indian Creek Baptist Church in the county of Franklin, and for other purposes.

Mr. Trasher, of Fulton, reported,

A bill to incorporate the Gate City Guards of Atlanta and to grant certain immunities and privileges to the same. And,

A bill to be entitled an act to make Hannah Jarrett a feme sole trader.

Leave of absence was granted Mr. Joyner on account of indisposition.

Mr. Pitts offered a memorial of Eugene F. Colzy of Macon county which on his motion was referred without being read to a select committee, consisting of Messrs. Williams of Muscogee, Harris of Glynn, Lockett of Bibb, McComb of Baldwin and Ely of Dougherty.

Mr. Ector reported,

A bill for the encouragement of Volunteer companies and the better organization of the military force of this State.

A bill to exempt from levy and sale under execution or otherwise certain property herein mentioned and to repeal all exemption laws in this State. And,

A bill for the relief of Sterling S. Jenkins of the county of Merriweather.

Mr. Hopkins reported.

A bill for the relief of William Middleton of the county of McIntosh.

Mr. McDonald of Murray reported,

A bill to lay out and organize a new county out of the counties of Cobb, Cass, Cherokee and Paulding and for other purposes therein mentioned.

Mr. Howell of Lowndes reported,

A bill to add that part of the 11th District of what was originally Irwin county, which lies west of the Alapaha river, but which is now in the county Echols to the county of Lowndes.

Mr. Price of Pickens reported,

A bill to enforce full returns of property.

Mr. Howell of Milton reported,

A bill to reduce the Sheriffs bond of the county of Milton.

Mr. Taylor of Randolph reported,

A bill to incorporate Spring Vale Institute in Randolph county.

Mr. Coleman reported,

A bill for the relief of Wm. F. Shannon.

Mr. Mitchell of Pike, reported,

A bill for the relief of Richard Myrick of Pike county.

Mr. Williams of Muscogee, reported,

A bill to raise the salaries of Secretary of State, Comptroller General, Treasurer, and Surveyor General to two thousand dollars each per annum, to increase the duties of Comptroller General and to provide compensation for the same and for other purposes therein named. And,

A bill to facilitate the rendition of judgments against Sheriffs and their securities.

A bill to amend the laws in relation to Jury fees. And,

A bill to prescribe the manner in which Judges shall give their charges to Juries.

Mr. Dixon of Muscogee reported,

A bill to incorporate the Georgia Greys of the city of Columbus and to extend to them certain privileges.

Mr. Jones of Mithell reported,

A bill to amend an act to incorporate the town of Camilla, approved March 3d 1856. And,

A bill to protect landlords in the possession of their land and for other purposes.

Mr. Green of Houston, reported,

A bill to define certain duties of the several Railroad Agents of this State and for other purposes therein mentioned.

Mr. Gibson of Richmond reported,

A bill to prevent itinerant trading in this State.

Mr. West of White, reported,

A bill to change the line between Habersham and White county and for other purposes.

Mr. Irwin of Washington reported,

A bill to erect a monument to Governor Jared Irwin in the town of Sandersville.

Mr. Wicker of Washington reported,

A bill to exempt from levy and sale one negro.

Mr. Prescott of Scriven, reported,

A bill to incorporate the towns of Sylvania and Scarborough in the county of Scriven. And,

A bill to prevent the killing of deer in the county of Scriven.

Mr. Causy reported,

A bill to change the time of holding the Inferior Court of Webster county.

Mr. Selman, of Walton, offered the following resolution, to wit :

Resolved, by the House of Representatives that no new matter will be received into this body after the regular call of the counties on Wednesday the 23rd inst.

Resolved, That the present Legislature will adjourn on the 1st day of December, next.

The bill to amend an act to define the liability of the

several Railroad companies for injury done to persons and property &c. And,

A bill to make compensation to the Reporter of the Supreme Court for certain volumes of the decisions of said Court furnished by him under the provisions of the act of 1845, were referred to the Judiciary committee.

The House took up the report of the committee on the bill to authorize the administrators of Wm. Q. Anderson deceased and Thomas Faver deceased to sell the real estate belonging to said estates and for other purposes.

The report as was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to reduce and establish the rate of freight on lime carried over the W. & A. R. R. so as to facilitate the use of the same for agricultural purposes.

The bill reported by the committee on Agriculture and Internal Improvement as a substitute for the same, which is a bill to reduce the rates of freight on Lime, Salt, Guano and all other fertilizers carried over the W. & A. R. R. where the same are used exclusively for Agricultural purposes, was amended and adopted in lieu of the original bill.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the Road Laws of this State so far relates to the county of Cherokee. Various amendments were offered and cut off by the call of the previous question, which was sustained.

The report was agreed to.

The bill was read the third time and passed.

Mr. Key from the committee on enrollment reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives,

A bill to authorize the Treasurer, to make certain advances.

The House took up the report of the committee on the bill to attach lots of lands Nos. 54 and 55 in the 7th District of Randolph county to the county of Clay.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal an act to amend the Road Laws of this State so far as relates to the county of Coffee.

The report was agreed to.

The bill was read the third time and passed.

The House went into committee of the whole.

Mr. McWhorter in the Chair on the Bill for the relief Reuben Cloud of the county of Decatur.

After some time spent therein the committee rose and reported the same back to the House without amendment.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of J. E. McMullen of Echols county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to protect the legacy left by the last will and testament of William D. Martin deceased, for the benefit of the Society (at Jefferson, Jackson county Georgia) of the Methodist Episcopal Church South and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the line between the counties of Appling and Coffee.

The report was agreed to, the bill was read the third time and passed.

The House went into Committee of the Whole, Mr. McWhorter in the chair on the bill for the relief of John R. Dyer executor of Anthony Dyer deceased.

After some time spent therein the committee rose and through their chairman reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to devote all negro slaves executed in this State to the several Medical Colleges in the same.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the Committee on the bill to regulate the fees of Jurors in Justices Courts in the counties of Catoosa and Dade.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Floyd Cavalry and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the time of holding elections for county officers in this State.

The report was agreed to, the bill was read the third time and on the question of its passage, Mr. David required the yeas and nays to be recorded.

There are yeas 91 ; there are nays 30.

Those who voted in the affirmative are Messrs :

Alexander,	Herrington,	Norwood,
Allen,	Hockenhull,	Parks,
Baugh,	Holden,	Pilcher,
Bivins,	Holland,	Pitts,
Brown of Sumter,	Holloman,	Prescott,
Broyles,	Hopkins,	Price,
Cason,	Howell of Lowndes,	Ragsdale,
Causey,	Hurst,	Register,
Colvard,	Hutchins,	Rosier,
Cullens,	Irwin,	Scott,
DeLamar,	Jones of Mitchell,	Screven,
Dixon,	Jones of Rabun,	Selman,
Dufour,	Keeling,	Settle,
Earle,	Key,	Smith, of Bryan,
Ector,	Knox,	Stewart,
Fain of Union,	Lewis of Greene,	Sweat,
Fannin of Morgan,	Lewis of Hancock,	Tatum,
Fannin of Troup,	Lester,	Terréll,
Farnell,	Lofton,	Thrasher,
Gay,	Lumsden,	Tuggle,
Glass,	Martin,	Underwood,
Gibson of Richmond,	Mays,	Vanover,
	McCants,	Vaughn,
Gibson of Warren,	McDonald of Lump-	Walton,
Graham,	kin,	Ware,
Green of Cobb,	McDonald of Mur-	West,
Green of Houston,	ray,	Whaley,
Grovensteine,	McEver,	Williams of Clinch,
Harper of Sumter,	McLendon,	Williams of Muscogee,
Hartridge,	McRae,	
Henderson of New-	McWhorter,	Wilson,
ton,	Mitchell,	Young,
	Mullens,	

Those who voted in the negative are Messrs.

Barksdale,	Fleming,	Mintz,
Brinson,	Goodman,	Nobles,
Bruton of Forsyth,	Harper of Henry,	Reeder,
Brewton of Tatt-	Hendrson of Henry,	Sims,
nall,	Henderson of	Smith of Coffee,
Conley,	Worth,	Sockwell,
Daniel,	Hogans,	Strickland,
David,	Johnson,	Tapley,
Eberhart,	Kelly,	Whittle,
Echols,	Knowles,	Worley.
Fain of Gilmer.	McCrary,	

So the bill was passed.

The House took up the report of the committee on the bill to fix the amount of claim bonds in the Justices Courts of this State.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to incorporate the Eatonton and Madison Railroad company.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Mary Frances Nunor, of the county of Bibb, and for other purposes.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to compel the Sheriffs, Clerks &c. to advertise their sales &c. of Randolph county on certain conditions.

The report was agreed to, The bill was read the third time and lost.

The House took up the report of the committee on the bill to authorize Samuel Irvin of the county of Clayton to practice medicine &c.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to alter the times of holding elections for Receiver of tax returns tax Collectors and tax Assessors in this State.

The report was agreed to; the bill was read the third time and on the question of its passage, the yeas and nays, by a number of gentlemen, were required to be recorded:

There are yeas, 79; There are nays. 61.

Those who voted in the affirmative are Messrs:

Alexander.	Dufour,	Harper of Sumter,
Allen,	Earl,	Harris,
Barksdale,	Echols,	Hartridge,
Blakey,	Ely,	Holden,
Bivens,	Fain of Gordon,	Holland,
Brewton, of For-	Fannin of Morgan,	Holloman,
syth,	Farnell,	Howell of Milton,
Cason,	Fleming,	Hutchins,
Causey,	Gay,	Irwin,
Clark of Elbert,	Glass,	Jones of Rabun,
Coleman,	Gibson of Rich-	Keeling,
Conley,	mond,	Knowles,
Cullens,	Gibson, of Warren,	Lewis of Greene,
David,	Green of Cobb,	Lewis of Hancock,
DeLamar,	Grovensteine,	Lester,

Lofton,	Prescott,	Turner,
Lumsden,	Ragsdale,	Tuggle,
McCants,	Register,	Vanover,
McComb,	Richards,	Walton,
McCrary,	Screven,	Whaley,
McDonald of Lump-	Sims,	Whittle,
kin,	Smith of Bryan,	Wicker,
McEver,	Stewart,	Williams of Musco-
McWhorter,	Sweat,	gee,
Morris,	Tatum,	Wilson,
Norwood,	Taylor,	Worley,
Parks,	Terrell,	Young,
Pilcher,	Thrasher,	

Those who voted in the negative are Messrs :

Baugh,	Henderson of Henry Mullens,	
Brinson,	Henderson of Worth Nobles,	
Brown of Sumter,	Herrington,	Perry,
Broyles,	Hockenhull,	Pitts,
Brewton of Tatt-	Hopkins,	Price,
nall,	Howell of Lowndes,	Reeder,
Colvard,	Hurst,	Rosier,
Daniel,	Johnson,	Scott,
Delony,	Jones of Mitchell,	Selman,
Eberhart,	Kelly,	Settle,
Ector,	Knox,	Sharpe,
Fain of Gilmer,	Lockett,	Smith of Coffee,
Fain of Union,	Lumpkin,	Smith of Towns,
Fannin of Troup,	Martin,	Sockwell,
Goodman,	Mays,	Strickland,
Graham,	McDonald of Mur-	Tapley,
Green of Houston,	ray,	Underwood,
Harper of Henry,	McLendon,	Vaughn,
Heath.	McRea	Ware,
Henderson of New-	Mintz,	West,
ton,	Mitchell,	Williams of Clinch,
		Wofford,

So the bill was passed.

The following message was received from His Excellency the Governor by Mr. Campbell his Secretary, to wit :

Mr. Speaker :—The Governor has approved and signed an act authorizing the State Treasurer to make certain advances.

The bill to amend the Judiciary act of 1799. And,

A bill amendatory of the penal code were referred to the Judiciary committee.

Leave of absence was granted Messrs. Farnell and Causey for a few days on special business.

The House adjourned until 9½ o'clock, A. M. to-morrow.

THURSDAY, NOVEMBER 17th, 1859.

The House met pursuant to adjournment.

Mr. Key, of Jasper, moved to reconsider so much of the Journal of yesterday as relates to the rejection of a bill for the relief of John R. Dyer, executor of Anthony Dyer, deceased. And,

A bill to donate all negro slaves executed in this State to the several Medical Colleges in the same.

The motion did not prevail.

Mr. McDonald, of Murray, moved to reconsider so much of the Journal of yesterday as relates to the passage of the bill to change the time of holding elections for county officers in this State.

The motion was lost.

Mr. Fannin of Troup moved to reconsider so much of the Journal of yesterday as relates to the passage of the bill to alter the time of holding the elections of Receivers of Tax Returns and Tax Collectors in this State.

The motion prevailed.

Leave of absence, for a few days, on special business, was granted Messrs. Solomons of Baker, Harper of Henry, Pitts of Macon, Irwin of Washington, Mintz of Jackson, Holloman of Stewart, Patrick of Spaulding, Howell of Milton, Henderson of Newton, Pilcher of Warren, and Wofford of Cass.

On motion of Mr. Lewis, of Hancock, two hundred copies of the bill to loan the bonds of the State to Mark A. Cooper, and the accompanying report of the Special Committee, to whom the same was referred, were ordered to be printed for the use of the House.

The House took up the report of the committee on the bill to provide for a call of a Convention to reduce the number of the General Assembly of the State of Georgia, and to make such other alterations in the Constitution as may be deemed necessary, and for other purposes.

Mr. Tatnm, of Dade, proposed to amend the same by striking out of the 1st section the words, "in number equal to their representation in the lower branch of the General Assembly," and inserting in lieu thereof, the words, "in number equal to their representation in the General Assembly."

Upon the question of receiving this amendment, the mover required the yeas and nays to be recorded. There are yeas 61, there are nays 81.

Those who voted in the affirmative are Messrs :

Allan,	Hogans	Price,
Bivins,	Holland,	Ragsdale,
Bruton of Forsyth,	Holmes,	Register,
Brewton of Tattnall	Hopkins,	Sharpe,
Cason,	Howell of Lowndes	Smith of Coffee,
David,	Irwin,	Smith of Hall,
DeLamar,	Joyner,	Smith of Towns,
Earle,	Jones of Mitchell,	Sockwell,
Edmondson,	Jones of Rabun,	Strickland,
Ely.	Keeling,	Sweat,
Fain of Gilmer,	Knox,	Tapley,
Fain of Union,	Mays,	Tatum,
Fortner,	McComb,	Taylor,
Gay,	McDonald of Lump-	Terrell,
Goodman,	kin,	West,
Graham,	McDonald of Mur-	Wicker
Green of Cobb,	ray,	Williams of Clinch,
Harris,	McRae,	Williams of Musco-
Henderson of Worth	Mitchell,	gee,
Herrington,	Nobles,	Young.
Hicks,	Parks,	
Hockenhull,	Perry,	

Those who voted in the negative are Messrs :

Alexander,	Finney,	Lester,
Barksdale	Glass	Lockett
Baugh,	Gibson of Rich-	Lofton,
Blakey,	mond,	Lumpkin,
Brown of Sumter	Gibson of Warren,	Lumsden,
Causey,	Green of Houston.	Martin,
Clark of Elbert,	Grovenstein,	McCants,
Clark of Monroe,	Hardin,	McCrairy,
Coleman,	Harper of Henry,	McEver
Conley,	Harper of Sumter,	McLendon,
Cullens	Hartridge	McWhorter,
Daniel,	Henderson of Henry	Mullens
Delony,	Henderson of New-	Norwood,
Dixon,	ton,	Patton,
Dufour,	Holloman,	Pilcher,
Eberhart,	Horsley,	Prescott,
Echols,	Howell of Milton,	Reeder,
Ector,	Hutchins,	Render,
Fain of Gordon,	Kelly,	Richards,
Fannin of Morgan,	Key,	Rozier,
Fannin of Troup,	Lewis of Greene,	Scott
Fleming,	Lewis of Hancock,	Screven,

Settle,	Turner,	Ware,
Sims,	Tuggle,	Whaley
Smith of Bryan,	Underwood,	Whittle
Smith of Twiggs,	Vanover,	Wilson,
Stewart,	Vaughn,	Worley,
Thrasher,	Walton	

So the same was not received.

Mr. Delony, of Clark, offered to amend the first section by providing "that each county in this State shall have one delegate for every three thousand of the representative population, including the whole white population with three-fifths of the persons of color, to be determined by the census of this year.

The same was postponed by consent of the mover, until action was taken upon the amendment of Mr. Lewis of Hancock.

Mr. Lewis, of Hancock offered to amend the 1st section as follows, to-wit:

"That the thirty-seven counties having the largest representative population, according to the census of the present year, counting all white inhabitants and three fifths of all other persons, shall have two members in said convention, and all other counties shall have one member; the apportionment to be made by his Excellency the Governor, and published in his official proclamation.

The same was received.

The report as amended, was agreed to, the bill was read the the third time, and on the question of its passage, Mr. Strickland required the yeas and nays to be recorded—there are yeas 69, there are nays 80.

Those who voted in the affirmative are Messrs :

Alexander,	Fleming,	Horsley
Barksdale,	Finney,	Howell of Milton,
Brinson	Gibson of Rich-	Hutchins,
Brown of Sumter,	mond,	Key,
Clark of Elbert,	Green of Houston,	Knowles,
Clark of Monroe,	Harper of Henry,	Lewis of Greene.
Coleman,	Harper of Sumter,	Lewis of Hancock,
Conley,	Hartridge,	Lester,
Cullens	Henderson of Henry,	Lockett
Delony,	Henderson of New-	Lofton,
Dixon,	ton,	Lumpkin,
Echols,	Herrington,	Lumsden,
Ector,	Hicks,	McCants,
Fannin of Morgan,	Holloman,	McComb,
Fannin of Troup,	Hopkins,	McCrairy,

McLendon,	Screven	Tuggle,
McWhorter,	Settle,	Underwood,
Mitchell,	Sims,	Vaughn
Norwood,	Smith of Bryan,	Walton
Pilcher,	Smith of Twiggs,	Ware,
Prescott,	Stewart	Wicker,
Render,	Taylor,	Wilson,
Rozier,	Thrasher,	Worley
Scott,	Turner,	

Those who voted in the negative are Messrs :

Allan,	Green of Cobb,	Patton,
Baugh,	Grovenstein,	Perry,
Blakey,	Harris,	Pitts,
Bivins,	Henderson of W'rth,	Price,
Broyles	Hockenhull,	Ragsdale,
Bruton of Forsyth,	Hogans	Register,
Brewton of Tatt-	Holden,	Reeder,
nall,	Holland	Richards,
Cason,	Holmes	Sharpe,
Causey,	Howell of Lowndes,	Smith of Coffee,
Colvard	Irwin,	Smith of Hall,
Daniel,	Johnson,	Smith of Towns,
David,	Joyner,	Sockwell,
DeLamar,	Jones of Mitchell,	Strickland,
Dufour,	Jones of Rabun,	Sweat,
Earle,	Keeling	Tapley,
Eberhart,	Kelly,	Tatum,
Edmondson,	Knox,	Terrell,
Ely,	Martin,	Vanover,
Fain of Gilmer,	Mays,	West,
Fain of Gordon,	McDonald of Lump-	Whaley
Fain of Union,	kin,	Whittle
Fortner	McDonald of Mur-	Williams of Clinch,
Gay,	ray,	Williams of Musco-
Glass,	McEver,	gee,
Gibson of Warren,	McRea,	Wofford,
Goodman,	Nobles,	Young.
Graham,	Parks,	

So the bill was lost.

Mr. Gibson, from the Committee on the Asylum for the Deaf and Dumb, presented a report upon the same, two hundred copies of which were ordered to be printed for the use of the House.

The bill to add a portion of the county of Echols to the county of Lowndes, was referred to the Committee on New Counties.

The following message was received from the Senate by Mr. West their Secretary.

Mr. Speaker: I am directed by the Senate to inform the House of Representatives that they have agreed to a resolution to appoint a committee of five to join such committee as may be appointed by the House, to examine and report upon the census returns taken during the present year, in which they ask the concurrence of the House.

The House took up the report of the committee on the bill to authorize Isham Smith of the county of Coweta to peddle in all the counties comprising the 4th Congressional District without paying license.

The report was agreed to, the bill was read the third time and lost.

The House went into Committee of the Whole, Mr. McWhorter in the Chair, on a bill to appropriate a sum of money to remove obstructions to the Alapaha river, &c.

A substitute having been reported by the Committee on Agriculture and Internal Improvements, was agreed to.

The report was agreed to, the bill was read the third time and lost.

The House went into Committee of the Whole, Mr. McWhorter of Greene in the Chair, on the bill for the relief of John W. Cardwell of the county of Morgan, and Tomlinson Fort of the county of Baldwin, and for other purposes.

After some time spent therein, the Committee rose, and through their chairman, reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to add a part of Montgomery county to the county of Laurens.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act regulating the duties of the Clerks of the Superior and Inferior Courts of the several counties of this State.

The report of the Judiciary Committee, which was adverse, was agreed to and the bill was therefore lost.

The House took up the report of the Committee on the bill to limit the lien of judgments, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and on the question of its passage, Mr. Fain of Union required the yeas and nays to be recorded. There are yeas 62, there are nays 76.

Those who voted in the affirmative are Messrs :

Alexander,	Joyner,	Screven,
Baugh,	Jones of Mitchell,	Settle,
Brinson,	Keeling,	Sharpe,
Broyles,	Kelly,	Smith of Hall,
Bruton of Forsyth,	Mays,	Smith of Towns,
Causey,	McDonald of Lump-	Sockwell,
David,	kin,	Tapley,
Earle	McDonald of Mur-	Tatum,
Fain of Gilmer,	ray,	Taylor,
Fain of Gordon,	McEver,	Thrasher,
Fain of Union,	McLendon,	Turner,
Fleming,	McRea,	Tuggle,
Fortner	Morris,	Vanover,
Gay,	Parks,	West,
Green of Houston,	Patton,	Whittle,
Herrington,	Perry,	Williams of Clinch,
Hockenhull,	Pilcher,	Williams of Musco-
Holloman,	Price,	gee,
Holmes,	Ragsdale,	Wofford,
Howell of Lowndes,	Register,	Worley,
Hutchins,	Richards,	Young,
Johnson,	Rozier,	

Those who voted in the negative are Messrs :

Allan,	Ely,	Hopkins,
Barksdale,	Fannin of Morgan,	Horsley
Blakey,	Fannin of Troup,	Howell of Milton,
Bivins,	Finney,	Irwin,
Brown of Sumter,	Glass	Knowles,
Brewton of Tatt-	Gibson of Rich-	Knox,
nall,	mond,	Lewis of Greene,
Cason,	Gibson of Warren,	Lewis of Hancock,
Clark of Elbert,	Goodman,	Lester,
Clark of Monroe,	Graham,	Lofton,
Colvard,	Green of Cobb,	Lumpkin,
Coleman,	Grovenstein,	Lumsden,
Conley,	Harper of Sumter,	Martin,
Daniel,	Harris,	McCants,
DeLamar,	Hartridge,	McCrairy,
Delony,	Henderson of Hen'y,	McWhorter,
Dixon,	Henderson of New-	Mitchell,
Dufour,	ton,	Mullens
Eberhart,	Henderson of W'rth,	Nobles,
Echols,	Hicks,	Pitts,
Ector,	Hogan,	Prescott,
Edmondson,	Holden,	Reeder,

Render,	Solomons,	Vaughn,
Scott	Stewart	Ware,
Sims,	Strickland.	Whaley,
Smith of Bryan,	Terrell,	Wicker
Smith of Twiggs,	Underwood,	Wilson.

So the bill was lost.

Leave of absence for a few days was granted Messrs. Knowles of Calhoun, Lester of Cobb, and Joyner of Miller.

Messrs. Scriven of Chatham and Lockett of Bibb were, on motion of Mr. Ely, added to the Committee on Military Affairs.

The House took up the second resolution reported by the special committee on the subjects of meeting and adjournment.

The same was amended and postponed for the present.

On motion of Mr. Lewis of Greene, the House resolved to be governed for the present by the rule adopted, to the 16th inst.

The House adjourned under the same to 9½ o'clock, A. M., to-morrow.

FRIDAY, NOVEMBER 18th, 1859.

The House met pursuant to adjournment.

Mr. Fannin of Morgan, moved to reconsider so much of the Journal of yesterday as relates to the rejection of the bill to provide for the call of a convention to reduce the number of the General Assembly, and to make such other alterations in the Constitution of this State as may be deemed meet, and for other purposes.

Upon the motion to reconsider the yeas and nays were required to be recorded.

There are yeas 74. There are nays 51.

Those who voted in the affirmative are Messrs :

Alexander,	Clarke of Monroe,	Ector,
Anderson,	Colyard,	Fain of Gordon,
Bivins,	Coleman,	Fannin of Morgan,
Brantley,	Conley,	Fannin of Troup,
Brinson,	Cullens,	Fleming,
Brown of Houston,	Dixon,	Gibson of Rich-
Brown of Sumter,	Dufour,	mond,

Gibson of Warren,	Lofton,	Richards,
Green of Cobb,	Lumpkin,	Rozier,
Green of Houston,	Lumsden,	Smith of Bryan,
Hardin,	Martin,	Stewart,
Harper of Sumter,	Mays,	Taylor,
Hartridge,	McCants,	Terrell,
Henderson of Hen-	McComb,	Thrasher,
ry,	McCrairy,	Turner,
Henderson of New-	McEver,	Tuggle,
ton,	McLendon,	Underwood,
Herington,	McWhorter,	Vaughn,
Holden,	Mitchell,	Walton,
Hopkins,	Morris,	Ware,
Horsley,	Mullens,	Whaley,
Johnson,	Norwood,	Wicker,
Key,	Patton,	Williams of Musco-
Lewis of Greene,	Ragsdale,	gee.
Lewis of Hancock,	Reeder,	Wilson,
Lester,	Render,	Worley,

Those who voted in the negative are Messrs :

Allan,	Goodman,	McRea,
Baugh,	Graham,	Nobles,
Blakey,	Grovenstein,	Parks,
Broyles,	Harris.	Perry,
Brewton of Forsyth,	Henderson of Worth	Prescott,
Brewton of Tatt-	Hockenull,	Price,
nal,	Hogans,	Register,
Cason,	Holland,	Sharpe,
Daniel,	Holmes,	Smith of Coffee,
David,	Howell of Lowndes,	Smith of Towns,
Delamar,	Jones of Rabun,	Sockwell,
Earl,	Keeling,	Strickland,
Eberhart,	Kelly,	Tapley,
Ely,	Knox,	Tatum,
Fain of Gilmer,	McDonald of Lump-	Vanover,
Fain of Union,	kin,	West,
Fortner,	McDonald of Mur-	Whittle,
Glass,	ray,	Williams of Clinch,

So the motion prevailed.

Mr. Sweat moved to reconsider so much of the Journal of yesterday as relates to the rejection of the bill to appropriate money to remove obstructions from Alapaha river, &c.

The motion was lost.

Mr. Fain of Union, moved to reconsider so much of the Journal of yesterday, as relates to the rejection of the bill to limit the lien of judgments, and for other purposes therein mentioned.

Upon this motion Mr. McDonald of Murray, required the yeas and nays to be recorded.

There are yeas 43, there are nays 70.

Those who voted in the affirmative were,

Alexander,	Jones of Rabun,	Richards,
Baugh,	Keeling,	Smith of Towns,
Brayles,	Kelly,	Sockwell,
Fain of Gilmer,	Martin,	Tapley,
Fain of Gordon,	Mays,	Tatum,
Fain of Union,	McDonald of Lump-	Taylor,
Fannin of Morgan,	kin,	Thrasher,
Fleming,	McDonald of Mur-	Turner,
Fortner,	ray,	Vanover,
Green of Cobb,	McEver,	West.
Henderson of New-	McLendon,	Whittle.
ton,	Nobles,	Wicker,
Henderson of Worth	Parks,	Williams of Musco-
Hockenhull,	Perry,	gee,
Holmes,	Price,	Worley,
Johnson,	Ragsdale,	

Those who voted in the negative were,

Allan,	Glass,	McCant,
Anderson,	Gibson of Rich-	McCrairy,
Blakley,	mond,	McRea,
Bivins,	Gibson of Warren,	McWhorter,
Brinson,	Goodman,	Mitchell,
Brown of Houston,	Graham,	Morris,
Brown of Sumter,	Grovenstein,	Mullens,
Bruton of Forsyth,	Harper of Sumter,	Norwood,
Brewton of Tatt-	Harris,	Prescott,
nall,	Hartridge,	Reeder,
Cason,	Henderson of Hen-	Render,
Clarke of Monroe.	ry,	Screven,
Colvard,	Herrington,	Smith of Bryan,
Coleman,	Hogans,	Strickland,
Conley,	Holden,	Sweat,
Cullens,	Holland,	Terrell,
Daniel,	Hopkins,	Tuggle,
DeLamar,	Horsley,	Underwood,
Dixon,	Howell of Lowndes,	Vaughn,
Dufour,	Key,	Walton,
Earl,	Knox,	Ware,
Eberhart,	Lewis of Greene,	Whaley,
Ector,	Lofton,	West,
Ely,	Lumpkin,	Wilson,
Fannin of Troup,		

So the motion did not prevail.

Messrs. Delony, Screven, Dixon, Brinson, Tapley, Norwood, Stewart and McWhorter, obtained leave of absence for a few days on special business.

Two hundred copies each of the evidence in the case of the State vs. William A. Choice, and of the State vs. Francis I. Smith, were ordered to be printed for the use of the House.

The following bills were reported and read the first time, to-wit :

Mr. McComb of Baldwin, reported

A bill to authorize the Ordinary of Baldwin county, to pay over to Sarah M. Candler the sum of two hundred and three dollars and ninety cents, for teaching poor children in said county

Mr. Noble of Berrien reported

A bill to change the lines between the counties of Irwin and Berrien.

Mr. Anderson of Bibb, reported

A bill to protect the holders of Bills of Exchange or Drafts drawn and accepted on account cotton, and to punish those who fraudulently violate their contracts of acceptance or misapply the cotton received by them or its proceeds. and

A bill for the relief of James M. Jones, of the county of Bibb, Executor of the last will and testament of James S. Bealle, late of Dooly County deceased, and for other purposes therein mentioned.

Mr. Hartridge presented

A bill and memorial, which on his motion was referred to the Finance Committee without being read.

Mr. Anderson of Bibb reported,

A bill to alter and amend the claim laws of this State, and for other purposes therein mentioned.

Mr. Allan of Banks, reported

A bill to authorize the Inferior Court of the County of Banks to submit the question of the location of their County site to the citizens of said County, and to have an election held for said purpose, and for other purposes therein mentioned,

Mr. Graham offered a resolution, relative to furnishing the weights and measures allowed by law to the counties of Appling and Telfair, the rules were suspended and the same taken up and read.

Mr. Hartridge offered as a substitute which was received, a resolution authorizing the Governor to furnish all counties that are now destitute of the weights and measures allowed by law. The resolution was agreed to.

The following message was received from the Senate by Mr. West their Secretary;

Mr. Speaker—The Senate have passed the following bill of the House of Representatives,

A bill to be entitled an act to remove the County Site of Lowndes County, to change the line between said County and the county of Brooks, and for other purposes.

They have also passed a bill to be entitled an act to pardon William A. Choice of the county of Fulton, now under the sentence of death for the crime of murder.

Also the following resolution :

Resolved, That the committee of the Senate and House, on the Lunatic Asylum, upon the concurrence of the House, constitute a joint Committee.

Also for the Penitentiary, Institution for Blind, and Deaf and Dumb Asylum.

In which they ask the concurrence of the House.

Also, a resolution requesting his Excellency the Governor, to purchase fire arms for the use of Volunteer Companies of this State,

In which they ask the concurrence of the House.

The Senate have also unanimously passed a bill to be entitled an act to pardon Francis I. Smith of the county of Campbell, now under sentence of death for the crime of murder, and directed me to transmit the same forthwith to the House of Representatives.

Mr. Hartridge, reported

A bill to amend an act entitled an act to incorporate "The Orphan's Home of the Protestant Episcopal Church in Chatham county" and

A bill to change the time of holding the Superior Court of the county of Effingham.

Mr. Screven, reported

A bill to amend the charter of the American Atlantic Screw Steamship Company, granted 19th Dec., 1857, and to allow an increase of the capital of said Company, and

A bill to incorporate Gordon Grove No. 1, United Ancient Order of Druid's, located in the city of Savannah.

Mr. Lester, reported

A bill for the relief of Nehemiah Garrison of Cherokee county. and for other purposes.

A bill to authorize the Inferior Court of Cobb county to levy an extra tax, to build a jail in said county, and for other purposes.

A bill to declare certain words actionable, and for other purposes, and

A bill to change the penalty prescribed in the 3d section of an act entitled an act to prohibit the sale of deadly weapons, and to prescribe the manner of carrying the same and to punish for a violation of the same and to repeal an act entitled an act to guard and protect the citizens of this State

against the unwarrantable, and to prevalent use of deadly weapons, assented to 25th Dec., 1837, approved 12th Jan., 1852, and for other purposes.

Mr. Worley, reported

A bill to fix the compensation of Members, Officers and Clerks of the General Assembly of the State of Georgia.

Mr. Glass of Clayton, reported

A bill to incorporate Clayton High School, and for other purposes therein mentioned.

Mr. Dufour, reported

A bill to authorize the Mayor of the City of St. Marps, to hold special Courts for summary trials in certain cases.

Mr. Greene of Cobb, reported

A bill to repeal an act entitled an act to regulate the testimony of Attornies at law, approved 21st Feb., 1850.

Mr. Lewis of Hancock, offered a resolution appointing a committee of three, to join such committee as may be appointed by the Senate, to enquire into the necessity of adding to the furniture of the Executive Mansion, &c.

The rules were suspended, the resolution was taken up, read and agreed to, and the Speaker appointed as the committee, Messrs. Alexander, Ely and Lofton.

Mr. Key of Jasper, offered the following resolution which was on his motion taken up, read and agreed to, to-wit :

Resolved, That the committee on Finance be instructed to enquire and examine into the propriety of changing the present mode of electing a State Printer, and if in their judgment the same ought to be done to report to this House

A bill for that purpose providing the mode and manner of having the public printing done upon such limitations and restrictions as they may deem right and proper.

Mr. Lofton, reported

A bill to enable Executors and Administrators on their own individual account, to bid for and purchase property of the estates they represent at public sales thereof, and for other purposes therein mentioned.

Mr. Dixon of Muscogee, reported

A bill to incorporate the Macon Guards, to authorize the Governor to furnish them with arms and accoutrements, and to grant certain immunities and privileges to the same, and

A bill to incorporate the " Jackson Artillery of the city of Macon, and to authorize the Governor to furnish them with suitable arms and accoutrements, and to grant certain immunities and privileges to the members of the same.

Mr. Sharpe of Montgomery, reported

A bill to establish the county line between the counties of Montgomery and Tattnall.

Mr. Williams of Muscogee, reported

A bill to incorporate "The Mutual Building and Loan Association of Columbus.

Mr. Bivins of Marion, reported

A bill to allow persons to make a return of their taxable property to the Clerk of the Superior Court in certain cases, and for other purposes therein mentioned.

Mr. McRea, offered the following resolution which was on motion taken up, read and agreed to, to-wit:

Resolved, That our Senators and Representatives in Congress, are requested to use their efforts to restore the mail line now discontinued between Jacksonville in Telfair county and Sugar Creek in said county.

Mr. Horsley, reported

A bill to authorize the taking of testimony by Interrogatories in certain cases.

A bill to repeal an act approved February 20th, 1854, entitled an act to settle and fix the hours of labor by all white persons under twenty-one years of age in all cotton, woolen and other manufacturing establishments in this State and to make all contracts for labor in said Factories, for a greater length of time than herein prescribed, null and void and to punish violations of this act.

A bill to change the times of holding the Courts in Upson county, and

A bill to incorporate the "Upson Guards."

Mr. Screven, reported

A bill to amend the act incorporating the Savannah Volunteer Guards, of the city of Savannah.

Mr. West, reported

A bill to define the line between the counties of Lumpkin and White, and to attach a part of Lumpkin county to the county of White.

Mr. Patton of Walker, reported

A bill to alter and change the time of holding the Superior and Inferior Courts of the county of Walker, and the Superior Courts of the county of Dade, and

A bill to alter the laws in relation to shows, so far as the county of Walker, is affected thereby.

Mr. McDonald of Murray, reported

A bill to prescribe the time in which the Public Printer, shall furnish the Journals of the Legislature, and for other purposes.

Mr. Goodman of Bulloch, reported

A bill to appropriate money for the relief of Margaret Hagin and others, Trustees for Edward Groover.

Mr. David, from the Committee on Enrollment reports as duly Enrolled and ready for the signature of the Speaker, of the House of Representatives.

An act to remove the county site of Lowndes county and to change the line between said county and the county of Brooks, and for other purposes.

Mr. Delamar, reported

A bill to appropriate a sum of money to improve the navigation of the Ogeechee and Ocmulgee rivers in this State.

Mr. Jones of Rabun, reported

A bill to authorize the Inferior Court of Rabun county to levy an extra tax, &c.

Mr. Lumsden of Talbot, reported

A bill to appropriate money for the use of the Volunteer Companies of this State.

Mr. Perry of Schley, reported

A bill to consolidate the offices of Clerk of the Superior and Inferior Courts of Schley county, and to reduce the bond of the Sheriff of said county

Leave of absence was granted Mr. Morris of Quitman county, for a few days on special business.

Mr. Lewis of Hancock, offered a bill to be entitled an act for the relief of John T. Martin, of Hancock county.

Also, a bill to be entitled an act for the relief of John R. Mounce and another, of the county of Hancock.

Also, a bill to be entitled an act to incorporate the Hancock Van Guards and the Hancock Troop of Cavalry, Volunteer Companies in the county of Hancock, to confer certain privileges on the same, and to provide a fund for their support.

Mr. Brantley of Hancock, offered a bill to be entitled an act for the relief of Jabez M. White of the county of Hancock.

Also, a bill to be entitled an act to amend an act authorizing the arrest by the Marshal of the village of Sparta, without warrant, and the confinement in the common jail of the county of Hancock, of all persons violating the laws passed by the commissioners of said village against drunkenness and other gross and immoral conduct in said village, and for other purposes, assented to Dec. 11th, 1858.

Mr. Underwood of Fayette, offered

A bill to be entitled an act for the relief of William M. Pyron of Fayette county

Mr. Terrell, offered

A bill to be entitled an act to lay out and organize a new county from Decatur and Thomas, and for other purposes

Mr. Ragsdale, offered

A bill to be entitled an act to change the line between the counties of Gwinnett and DeKalb.

Mr. Morris of Quitman, offered

A bill to be entitled an act to consolidated the offices of Clerk of the Superior and Inferior Courts of Quitman county

Mr. Harper of Sumter, offered

A bill to be entitled an act to authorize the Inferior Court of Sumter county to levy an extra tax, for county purposes.

Mr. Holloman of Stewart, offered

A bill to be entitled an act to regulate the sale of spirituous liquors, and for other purposes.

Mr. Gibson of Richmond, offered

A bill to be entitled an act to amend an act to regulate toll bridges, fences, and turnpike roads, approved December 22d 1808, and to inflict certain penalties on all owners of bridges and ferries, who shall fail to carry out the provisions of the 12th section.

Mr. Hartridge, offered

A bill to be entitled an act to incorporate the "Georgia Hussars" a Volunteer Military Corps, of Savannah.

Mr. Holden of Taliaferro, offered.

A bill to be entitled an act for the relief of the heirs of David McCullough.

Mr. McCants, offered

A bill to be entitled an act to donate to the county of Taylor, one thousand dollars out the State tax of said county, for the year 1859, and for other purposes.

Mr. Gibson of Richmond, reported

A bill to appropriate money for the Medical College of Georgia, and for other purposes.

Mr. Taylor of Randolph, reported

A bill for the relief of D. M. & G. W. Smith and their securities, and for other purposes.

The rule of adjournment was suspended and the House adjourned until 3½ o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Gibson of Richmond, reported

A bill to amend the charter of the McBean Company granted February 11th, 1850, which was read the 1st time.

Mr. Williams of Muscogee, reported

A bill to compensate Dr. Benjamin F. Newsom of the county of Macon for Medical services rendered to the citizens of Macon and Taylor counties, during the prevalence of Small Pox in said counties, and

A bill to compensate Dr. Eugene F. Colzy for Medical services rendered the citizens of Oglethorpe, during the prevalence of Small Pox in said city.

The same were read the first time.

Mr. Ely of Dougherty, offered the following resolution which on motion of Mr. Screven, was taken up, read and agreed to, to-wit :

Resolved, That two hundred and fifty copies of the Military Code, which the Committee on Military Affairs have under consideration, be printed for the use of the Committee and the House.

The following bills of the Senate were read the second time and committed for the third reading, to-wit :

A bill to incorporate the town of Ellaville in Schley county.

A bill for the relief of the securities of George F Wing former Tax Collector of McIntosh county.

A bill to legalize the holding of Carroll Superior Court at its last term and to make valid the proceeding of said Court.

A bill to authorize the Mayor and Council of the city of Atlanta, to take possession of the enclosed ground lying between the general passenger depot, and Decatur street and the Atlanta Hotel and Lloyd street in the city of Atlanta, for the purpose of beautifying and ornamenting, the same to be used as a Railroad Park.

A bill for the relief of Amy Clarke from certain disabilities therein mentioned.

A bill to repeal the seventh section of an act, entitled an act to incorporate and grant certain privileges and powers to the Newnan Guards, in the town of Newnan, Coweta county, and for other purposes herein mentioned, and to repeal the fourth section of an act to regulate the compensation of jurors in the county of Jefferson, and for other purposes therein mentioned.

The following bills of Senate were read the first time, to-wit :

A bill to amend an act to alter and amend the road laws of this State, so far as relates to the county of Wayne, assented to Dec. 22d, 1857.

A bill to pardon William A. Choice of the county of Fulton, now under sentence of death for the crime of murder.

A bill to pardon Francis I. Smith of the county of Campbell, now under sentence of death for the crime of murder.

A bill to amend an act to charter the Charleston and Savannah Railroad.

A bill to alter and amend the act incorporating the town of Lincolnton, and the several acts amendatory thereof, to confer additional powers upon the Commissioners in relation to raising revenue, preservation of good order, the regulation of license for vending spirituous liquors, prescribing the qualification of voters, and for other purposes.

A bill to incorporate the Georgia Insurance Company.

A bill to incorporate the town of Warrenton in Warren

county, and to amend the charter of the city of Atlanta, and for other purposes therein mentioned.

Leave of absence was granted Messrs. Herrington and Prescott on account of sickness, and

The House then adjourned until 9½ o'clock, A. M., to-morrow morning.

SATURDAY, NOVEMBER 19th, 1859.

The House met pursuant to adjournment.

Leave of absence was granted Messrs. Harkness, Echols, Rosier, Cason and Harris of Glynn, for a few days on account of indisposition.

On motion of Mr. Smith of Towns, the House concurred in the Senate resolution, bringing on the election of two commissioners to codify the Laws of this State, at 12 M., to-day, to fill the vacancies caused by the resignation of the Hons. H. V. Johnson and Iverson L. Harris.

On motion of Mr. Tatum, the resolution authorizing the Governor to subscribe for copies of H. H. Waters' pamphlet laws of the present General Assembly, for the use of the Clerks of the Superior and Inferior Courts, Ordinaries and Sheriffs of the several counties in this State, was taken up read, amended, and agreed to.

The Senate bill for the pardon of Francis J. Smith, of the county of Campbell and, Wm. A. Choice, of the county of Fulton, were on motion read the second time and committed for the third reading. The former was made the special order for Monday, 21st inst.; the latter for Friday, the 25th inst.

The rule was on motion of Mr. David suspended for the purpose of reading Senate bills the third time.

The House took up the report of the committee on the Senate bill for the relief of Amy Clark, from certain disabilities, therein mentioned.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to amend an act entitled an act, to incorporate the Savannah, Griffin and North Alabama Railroad company, assented to on the 11th, day of February, 1854, and to repeal sections 7, 8 and 9, of said act, and to substitute two additional sections in lieu thereof.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to legalize the holding of Carroll Superior Court

at its last term, and to make valid the proceedings of said court.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to incorporate the town of Ellaville in Schley county.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to authorize the Mayor and Council of the city of Atlanta, to take possession of the enclosed ground lying before the General Passenger Depot and Decatur street, and the Atlanta Hotel and Lloyd street, in the city of Atlanta, for the purpose of beautifying and ornamenting the same, to be used as a Railroad Park.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to repeal the 7th section of an act entitled an act to incorporate and grant certain privileges and powers to the Newnan Guards, of Newnan, Coweta county, and for other purposes herein mentioned, and to repeal the 4th section of an act to regulate the compensation of Jurors in the county of Jefferson, and for other purposes therein mentioned.

The same, was on motion of Mr. Ely, amended.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill for the relief of the securities of George F. Wing former tax Collector of McIntosh county.

The report was agreed to. The bill was read the third time and passed.

On motion of Mr. Anderson, of Bibb, the bill of the House to alter and amend the 3rd, 7th and 12th sections of the Constitution of this State, and the substitute reported for the same by the Judiciary committee, were made the special order for Tuesday next, the 22d inst.

On motion of Mr. Tatum, two hundred copies of the foregoing bills were ordered to be printed for the use of the House.

Mr. Holden of Taliaferro, having obtained the unanimous consent of the House, withdrew from the consideration of the same, the bill to establish an Armory in this State for the manufacture of arms and for other purposes.

The House took up the report of the committee on the bill to prevent the sale of spirituous liquors by itinerant peddlers, peddling the same in this State.

On motion of Mr. Strickland, the county of Madison was stricken out.

On motion of Mr. Bivins, the same was amended.

The amended report was agreed to. The bill was read the third time, and on the question of its passage, the yeas and nays, were by a number of gentlemen required to be recorded.

There are yeas 63, there are nays 48.

Those who voted in the affirmative are Messrs :

Alexander,	Grovensteine,	Mitchell,
Anderson,	Harper of Henry,	Perry,
Barksdale,	Harper of Sumter,	Prescott,
Bivins,	Harris,	Register,
Brantley,	Hartridge,	Render,
Brown of Houston,	Henderson, of Hen-	Richards,
Brown of Sumter,	ry,	Smith of Bryan,
Clark of Monroe,	Hockenhull,	Smith of Coffee,
Colvard,	Hogans,	Tatum,
Coleman,	Holden,	Taylor,
Cullens,	Holland,	Terrell,
Delamar,	Hopkins,	Thrasher,
Dufour,	Howell of Lowndes,	Turner,
Earl,	Kelly,	Underwood,
Ector,	Key,	Vanover,
Ely,	Lewis of Greene,	Walton,
Fannin of Morgan,	Lewis of Hancock,	Whaley,
Fannin of Troup,	Lumsden,	Williams of Clinch,
Gay,	Mays,	Williams of Musco-
Gibson of Rich-	McComb,	gee,
mond,	McCrairy,	Wilson,
Gibson of Warren,	McDonald of Lum-	
Green of Houston,	kin,	

Those who voted in the negative were Messrs :

Allan,	Graham,	Nobles,
Baugh,	Green of Cobb,	Parks,
Blakey,	Henderson of Worth	Price,
Broyles,	Hicks,	Ragsdale,
Bruton of Forsyth,	Hutchins,	Reeder,
Brewton of Tattnall	Johnson,	Smith of Towns,
Cock,	Jones of Rabun,	Sockwell
Daniel,	Keeling,	Strickland,
David,	Knox,	Sweat,
Eberhart,	Lofton,	Tuggle,
Fain of Gilmer,	Martin,	Vaughn,
Fain of Union,	McDonald of Mur-	Ware,
Fleming,	ray,	West,
Fortner,	McEver,	Wicker,
Glass,	McLendon,	Worley.
Goodman,	McRea,	

So the bill as amended was passed.

The House took up the report of the committee on the bill to alter the act establishing the Supreme Court of this State.

The amendment offered by the Judiciary committee was received.

The report as amended was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to alter the rules of evidence relative to the competency of witnesses.

The report of the Judiciary Committee which was adverse was agreed to, and the bill therefore lost.

The House took up the report of the committee on the bill to amend an act to authorize the issuing of Attachment and Garnishment, and to regulate the proceedings in relation to the same, and for other purposes therein mentioned. Approved March 4th, 1856, and to extend the provisions of the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to prescribe the duty of the Judge of the Superior Courts of the county of Stewart, in relation to Petit Jurors of said Courts, and for other purposes.

¶ The report was agreed to, the bill was read the third time and passed.

The following Message was received from the Senate by Mr. West, their Secretary.

Mr. Speaker :—The Senate have passed the following bills to wit :

A bill to be entitled an act to regulate the freight of lime for agricultural purposes, when transported on the Western and Atlantic Railroad. Also,

A bill to define and enlarge the corporate privileges heretofore granted to the first Presbyterian Church of Augusta. Also,

A bill to be entitled an act in addition to the act for incorporating the Augusta Orphan Asylum, and for punishing certain offences touching the same. Also,

A bill to be entitled an act to alter and amend the several acts relative to the probate of will, granting letters testamentary, and of other purposes therein specified.

They have also, agreed to a resolution, in relation to the appointment of a Joint Committee to report resolutions, expressing the sentiments of the people of this State upon the death of the Honorable George R. Gilmer, in which they ask the concurrence of the House.

In pursuance of which resolution, Messrs. Barrow, Bil-

lups, and Cone have been appointed such committee on the part of the Senate.

On motion of Mr. Tatum, the foregoing resolution was taken up, concurred in, and Messrs. Lofton, Tatum, Lewis of Greene, Hartridge and Render were appointed by the Speaker as a committee under the same, on the part of the House.

Mr. David from the committee on enrolment reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives,

A resolution bringing on the elections of two Codifiers of the Laws of this State, to-day at 12 o'clock to fill the vacancies of Hons. H. V. Johnson, and Iverson L. Harris.

The House took up the report of the committee on the bill to require securities and endorsers when they give notice, to do so in writing.

The amendment offered by the Judiciary committee was received.

The amended report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill providing for the probating of wills, and taking testimony in Courts of Ordinary by commissions, &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to provide for the election of a Teacher of the Deaf and Dumb Institute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill providing for the giving up of marriage license to the husband after recording the same, and to make the same evidence, &c.

The same was amended.

The report as amended was agreed to, and the bill was on motion, postponed indefinitely.

At the hour of 12 M., the Clerk informed the Senate, on motion of Mr. Anderson of Bibb, that this body were ready to receive them into the Representative Hall, for the purpose of proceeding to the election of two commissioners to codify the Laws of Georgia, to fill the vacancies caused by the resignation of the Hons. Herschel V. Johnson and Iverson L. Harris.

The Senate were received, and General Assembly proceeded with said elections, which resulted in the election of T.

R. R. Cobb, Esq., of the county of Clark, and Richard H. Clark, Esq., of the county of Dougherty.

The Senate then withdrew.

The House took up the report of the Committee on the bill to prescribe the time for holding elections for members of the Senate of the United States in the State of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to make Justices of the Peace in the several Militia District of this State ex-officio Road and Patrol Commissioners.

The Judiciary Committee reported as a substitute for the same,

A bill to make Justices of the Peace in the several Militia Districts in the county of Jasper ex-officio Road and Patrol commissioners.

The same was adopted.

The report thereon was agreed to, the bill was read the third time and passed.

The bill to appropriate a sum of money to compensate John A. Powers of the county of Floyd, for the improvements in the navigation of the Coosa River, was referred to the Finance Committee.

The House went into committee of the Whole, Mr. Fannin of Morgan, in the Chair, on the bill to allow and make compensation to the Reporter of the Supreme Court for certain volumes of the decisions of said Court furnished by him under the provisions of the act of 1845.

After some time spent therein the committee rose and through their Chairman reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal an act amendatory of the 10th section of the Penal Code of this State and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The bill to authorize the removal of Trustees, and for other purposes, and,

The Bill to alter and extend the provisions of an act entitled an act, to exempt from levy and sale under execution certain property therein mentioned, assented to Dec. 11, 1841, and to repeal a portion of said act, together with an amendment proposed by Mr. Thrasher of Fulton, were referred to the Judiciary Committee.

The following message was received from the Senate by Mr. West their Secretary.

Mr. Speaker:—I am instructed by the Senate forthwith

to inform the House of Representatives, that they have agreed to a Resolution, authorizing his Excellency the Governor, to appoint a special agent to the Governor of Florida in relation to border difficulties, between the citizens of said States, in which they ask the concurrence of the House.

The same was taken up, read and concurred in by the House.

The House took up the report of the committee on the bill to amend the Judiciary act of 1799, so as to require the several Clerks of the Superior, Inferior and corporation Courts of this State to enter all appeals of causes tried in any of said Courts in a separate book to be provided for that purpose.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Port Royal Railroad company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill authorizing the Inferior Court of Schley county to levy an extra tax for county purposes.

The report was agreed to, the bill was read the third time and passed.

The bill to create a new Judicial Circuit, and to provide for the appointment and election of a Judge and Solicitor General thereof. And,

A bill to compel Trustees in certain cases therein mentioned to make annual returns to the Ordinaries of the several counties of this State, were referred to the Judiciary committee.

The House took up the report of the committee on the bill to reduce the work on roads in the county of Wilcox.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Inferior Court of the county of Tatnall to levy an extra tax for county purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the charter of Washington, in Wilkes county.

The report was agreed to, the bill was read the third time and passed.

The House took up the Report of the committee on the bill to incorporate a mining company in the county of Carroll, &c.

The report was agreed to, the bill was read the third time and passed.

The rules were suspended and Mr. Render reported a bill for the relief of George W. Douglass, which was read the first time.

Leave of absence was granted Messrs. Vaughn, Williams of Muscogee, and Fannin, of Troup, for a few days, on special business.

The House adjourned until 9½ o'clock, A. M., Monday.

MONDAY, NOVEMBER 21st, 1859.

The House met pursuant to adjournment.

Mr. Anderson, of Bibb, moved to reconsider so much of the journal of Saturday as relates to the passage of the bill to authorize the Mayor and Council of the city of Atlanta, to improve a certain piece of land in said city and beautify the same, to be used as a Railroad park, &c.

The motion did not prevail.

On motion of Mr. Price, of Pickens, so much of the journal of Saturday was reconsidered, as relates to the passage of the bill to prevent the sale of spirituous liquors by itinerant peddlers peddling the same in this State.

On motion of Mr. Anderson of Bibb, the bill for the pardon of Wm. A. Choice of the county of Fulton, was made the special order for Wednesday the 30th inst., instead of Friday 25th inst., as previously determined.

Mr. Green, of Cobb, moved to reconsider so much of the Journal of Saturday as relates to the indefinite postponement of the bill providing for the giving up of marriage licenses to the husband of the parties after recording, and to make the same evidence.

The motion did not prevail.

Mr. David from the committee on Enrolment reported as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, a resolution authorizing the Governor to appoint a special agent for the purpose of conferring with the Executive of Florida, in relation to certain difficulties that are likely to arise between the citizens of Georgia and said State.

The following message of the Senate was received by Mr. West their Secretary.

Mr. Speaker—the Senate have passed the following bills of the House of Representatives:

A bill to be entitled an act to change the lines between the counties of Coffee and Irwin. Also,

A bill to be entitled an act fixing the time of holding the Inferior Courts in the county of Coffee. Also,

A bill to be entitled an act for the relief of teachers of poor children in Muscogee county, in the year 1853. Also,

A bill to be entitled an act to provide for the compensation of Sheriffs for summoning Grand and Petit Jurors in the county of Dougherty, and to levy a tax for the same. Also,

A bill to be entitled an act for the relief of Wm. P. Redwine of the county of Fayette. Also,

A bill to be entitled an act to repeal so much of an act, entitled an act to extend the corporate limits of the Town of Hamilton, in the county of Harris, and other places therein named, and to incorporate the town of Trenton, in Dade county, approved February 18th, 1854, as relates to the incorporation of the town of Trenton, and to provide for working the streets of the town of Trenton. Also,

A bill to be entitled an act authorizing the Inferior Court of the county of Murray to increase the tax for said county, and for other purposes. Also,

A bill to be entitled an act to authorize the Inferior Court of Pierce county to assess an extra tax for the purpose of building a Jail. Also,

A bill to be entitled an act to change the line between the counties of Hall and Banks.

And have concurred in the amendments of the House of Representatives to a bill of the Senate, to be entitled an act to repeal the seventh section of an act entitled an act to incorporate and grant certain privileges and powers to the Newnan Guards, in the town of Newnan, Coweta county, and for other purposes therein mentioned. And to repeal the fourth section of an act to regulate the compensation of Jurors in the county of Jefferson, and for other purposes therein named.

On motion of Mr. Lewis of Greene, the resolution relative to Public Printing, which was referred to the Finance Committee, was transferred to the Committee on Public Printing.

The following message was received from the Senate, by Mr. West, their Secretary, to-wit:

Mr. Speaker:—I am directed by the Senate to inform the House of Representatives that they have passed resolutions in regard to the death of the Hon. Geo. R. Gilmer, in which they ask the concurrence of the House.

The House took up the report of the committee on the bill of the Senate, to pardon Francis J. Smith, of the county of Campbell, now under sentence of death for the crime of murder.

The report was agreed to, the bill was read the third time and passed.

The following resolutions of the Senate were taken up, on motion, read and unanimously adopted, to-wit :

Whereas, The General Assembly have received intelligence of the death of Ex-Governor George R. Gilmer, at his residence in Lexington, on the 16th inst. ; and whereas, it is proper to pay some tribute of respect to those who have honourably served the country, be it therefore,

Resolved, That in the death of George R. Gilmer, the State of Georgia has been deprived of one of her most faithful, upright and efficient citizens ; of one who, in various positions, had served her with credit to himself and benefit to her, and who, as Chief Magistrate, in trying times, had proved himself true to her interests, and devoted to her rights and in every public and private relation, had shown himself to be firm, honest and just.

Resolved, That as a token of respect to his memory, the General Assembly will adjourn until 9 o'clock, to-morrow morning.

Resolved, That the Secretary of the Senate be hereby instructed to transmit a copy of these resolutions to the widow of the deceased.

The House adjourned, by virtue of the same, until 9 o'clock, A. M., to-morrow

TUESDAY, NOVEMBER 22nd, 1859.

The House met pursuant to adjournment.

The House took up the report of the committee on the bill to alter and amend the third, seventh and twelfth sections of the first Article of the constitution of this State.

The committee on the Judiciary to whom the same was referred, reported as a substitute therefor,

A bill of similar title.

Mr. Delony, of Clark proposed to amend the first section of the substitute, by striking out all after first paragraph of the same, and inserting in lieu thereof the following, to-wit :
 "The Senate shall be elected bi-ennially on the first Wednesday in October, and shall consist of forty-four members, and shall be composed of one member from each Sen-

atorial Districts, which Senatorial Districts shall be composed of three counties, lying contiguous to each other, which districts shall be arranged and organised by the General Assembly at the session when this shall be adopted, and if any new county shall be formed, it shall be added to one of the districts from which it may be taken.

The question was divided, and the vote was taken upon the motion to strike out. Upon this proposition, the yeas and nays were required to be recorded.

There are yeas, 85 ; There are nays, 42.

Those who voted in the affirmative are Messrs :

Allen,	Goodman,	Parks,
Baugh,	Graham,	Perry,
Blakey,	Green of Cobb,	Price,
Bivins,	Harris,	Ragsdale,
Broyles,	Henderson of Worth,	Register,
Brewton, of Forsyth,	Hockenhull,	Reeder,
Brewton of Tatt-nall,	Hogans,	Rhodes,
Causey,	Holland,	Richards,
Cock,	Holmes,	Scott,
Colvard,	Hopkins,	Screven,
Coleman,	Howell of Lowndes,	Sharpe,
Cook,	Hurst,	Smith, of Bryan,
Daniel,	Hutchins,	Smith of Coffee,
David,	Johnson,	Smith of Towns,
DeLamar,	Jones of Mitchell,	Sockwell,
Delony,	Jones of Rabun,	Sprayberry,
Earl,	Keeling,	Strickland,
Edmondson,	Knox,	Sweat,
Ely,	Martin,	Tatum,
Fain of Gilmer,	Mays,	Terrell,
Fain of Gordon,	McCants,	Vanover,
Fain of Union,	McComb,	Vaughn,
Fleming,	McDonald of Lumpkin,	Walton,
Finney,	McDonald of Murray,	Ware,
Fortner,	McEver,	West,
Gay,	McGar,	Whaley,
Glass,	McRae,	Williams of Clinch,
	Nobles,	Wofford,
		Worley,
		Young,

Those who voted in the negative are Messrs :

Alexander,	Brantley,	Clarke of Elbert,
Anderson,	Brown of Houston,	Cullens,
Barksdale,	Brown of Sumter,	Dixon,

Eberhart,	Holden,	McWhorter,
Ector,	Horsley,	Mitchell,
Fannin of Morgan,	Kelly,	Mullens,
Gibson of Richmond,	Key,	Render,
Gibson of Warren,	Lewis of Greene,	Rozier,
Green of Houston,	Lewis of Hancock,	Settle,
Hardin,	Lockett,	Sims,
Harper of Henry,	Lofton,	Thrasher,
Harper of Sumter,	Lumpkin,	Tuggle,
Heath,	Lumsden,	Underwood,
Henderson of Henry,	McCrary,	Wicker,
	McLendon,	

So the same was stricken out.

The vote was then taken upon the motion to insert.

The yeas and nays were also required to be recorded upon the proposition.

There are yeas 84 ; there are nays 46.

Those who voted in the affirmative are Messrs :

Allen,	Harris,	Parks,
Baugh,	Heath,	Patrick,
Blakey,	Henderson of	Patten,
Bivens,	Worth,	Price,
Broyles,	Hockenhull,	Ragsdale,
Bruton of Forsyth,	Hogans,	Register,
Brewton of Tatt-	Holland,	Reeder,
nall,	Holmes,	Richards,
Cock,	Hopkins,	Scott,
Colvard,	Howell of Lowndes,	Screven,
Coleman,	Hurst,	Sharpe,
Conley,	Hutchins,	Smith of Bryan,
Cook,	Johnson,	Smith of Coffee,
Cullens,	Joyner,	Smith of Towns,
Daniel,	Jones of Mitchell,	Smith of Twiggs,
David,	Jones of Rabun,	Sockwell,
DeLamar,	Keeling	Sprayberry,
Delony,	Knox,	Strickland,
Earle,	Martin,	Sweat,
Edmondson,	Mays,	Tatum,
Ely,	McCants,	Taylor,
Fain of Gilmer.	McDonald of Lump-	Vaughn,
Fain of Gordon,	kin,	Ware,
Fain of Union,	McDonald of Mur-	West,
Fleming,	ray,	Whaley,
Finney,	McEver,	Williams of Clinch,
Fortner,	McGar,	Wofford,
Gay,	McLendon,	Worley.
Glass,	McRea	Young,
Graham,	Nobles,	

Those who voted in the negative are Messrs.

Alexander.	Green of Houston,	McComb,
Anderson,	Hardin,	McCrary,
Barksdale,	Harper of Henry,	McWhorter,
Brantley,	Harper of Sumter,	Mitchell,
Brown of Houston,	Hendrson of Henry,	Mullens,
Brown of Sumter,	Hicks,	Render,
Clark of Elbert,	Holden,	Rosier,
Dixon,	Horseley,	Settle,
Eberhart,	Kelly,	Sims,
Ector,	Key,	Thrasher,
Fannin of Morgan,	Lewis of Greene,	Tuggle,
Gibson of Rich-	Lewis of Hancock,	Underwood,
mond,	Lockett,	Vanover,
Gibson of Warren,	Lofton,	Walton,
Goodman,	Lumpkin,	Wicker,
Green of Cobb,	Lumsden,	

So the motion to insert prevailed.

Mr. Graham of Appling proposed to amend the second section in such manner as to provide that each new county which may be created, shall be entitled to one Representatives.

The Speaker decided this amendment out of order from the fact, that it was incompatible with a preceeding clause of that section, which fixes a definite number of Representatives.

Mr. Strickland of Madison moved the indefinite postponement of the bill, and upon this motion called the previous question.

The call was not seconded, and the motion of indefinite postponement did not prevail.

Mr. Goodman, of Bullock, in order to obviate the objection to the amendment of Mr. Graham, of Appling proposed to amend by providing, that when any new county may be created, it shall be entitled to one Representative to be taken from that county of the class entitled to two, which shall have the smallest Representative population.

Upon this motion

Mr. Terrell of Decatur required the yeas and nays to be recorded.

There are yeas 56, there are nays 63

Those who voted in the affirmative are Messrs :

Allan,	Harris.	Nobles,
Bivins,	Henderson of	Parks,
Bruton of Forsyth,	Worth,	Patton,
Brewton of Tatt-	Hicks,	Price,
nall,	Hockenhull,	Ragsdale,
Coleman,	Hogans,	Register
Cook,	Holland,	Richards,
Cullens,	Holmes,	Sharpe,
Daniel,	Hurst,	Smith of Bryan,
Edmondson,	Johnson,	Smith of Coffee,
Fain of Gilmer,	Joiner,	Smith of Towns,
Fain of Gordon,	Jones of Mitchell,	Sockwell,
Fain of Union,	Jones of Rabun,	Sweat,
Finney,	Keeling,	Tatum,
Fortner,	Kelly,	Taylor,
Gay,	Knox,	Terrell,
Glass,	McDonald of Mur-	West,
Goodman,	ray,	Whaley,
Graham	McGar,	Williams of Clinch.
Greene of Cobb,	McRae,	Young,

Those who voted in the negative are Messrs :

Alexander,	Harper of Henry,	McLendon,
Anderson,	Harper of Sumter,	McWhorter,
Barksdale,	Henderson of Hen-	Mitchell
Baugh,	ry.	Mullens,
Blakey,	Holden,	Perry,
Brantley,	Hopkins,	Reeder,
Brown of Houston,	Horseley,	Render,
Brown of Sumter,	Howell of Lowndes,	Rozier,
Broyles,	Hutchins,	Scott,
Clark of Elbert,	Key,	Settle,
Colvard,	Lewis of Greene,	Sims,
Conley,	Lewis of Hancock,	Smith of Twiggs,
DeLamar,	Lockett,	Strickland,
Dixon,	Lofton,	Thrasher,
Eberhart,	Lumpkin,	Tuggle,
Ector,	Lumsden,	Underwood,
Ely,	Martin,	Vanover,
Fannin of Morgan,	Mays,	Walton,
Fannin of Troup,	McComb,	Ware,
Fleming,	McCrairy,	Wicker,
Gibson of Rich-	McDonald of Lump-	Worley,
mond,	kin,	
Gibson, of Warren,	McEver,	

So the amendment was not received.

The bills and amendments under consideration were on

motion postponed for the present, for the purpose of taking up the Resolution of the Senate, authorizing the Governor to purchase a sufficient number of fire-arms of the latest and most approved style for the perfect equipment of all the Volunteer Companies within the State, now formed or that may be organized within the next twelve months.

The same was concurred in.

The following message was received from the Senate by Mr. West their Secretary.

Mr. Speaker:—The Senate has passed the following bill,

A bill to be entitled an act to incorporate the Trustees of the Presbyterian Church in the town of Perry in the county of Houston.

Mr. David from the Committee on Enrollment reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, an act to pardon Francis J. Smith of the county of Campbell, now under sentence of death, &c.

Mr. David from the Committee on enrollment reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives:

An act to change the lines between the counties of Hall and Banks.

Also an act for the relief of William A. Redwine of the county of Fayette.

Also an act to repeal so much of an act entitled an act to extend the corporate limits of the town of Hamilton in the county of Harris, and other places therein named, and to incorporate the town of Trenton in Dade county, approved February, 18th 1854, as relates to the incorporation of the town of Trenton, and to provide for the working and keeping in repair the streets in the town of Trenton.

Also, an act authorizing the Inferior court of the county of Murray to increase the tax for the said county and for other purposes.

Also an act to authorize the Inferior Court of Pierce county to assess an extra tax for the purpose of building a Jail.

On motion of Mr. David from the committee on enrollment, said committee was allowed a clerk.

Mr. McWhorter offered the following resolution, which was taken up, read and agreed to, to wit:

Resolved, That the Clerk of the House of Representatives be authorized to employ as many as ten clerks in the enrolling department if he deems that number necessary.

Leave of absence was granted Messrs. Turner of Floyd, and Hartridge of Chatham, for a few days on special business.

On motion of Mr. Smith, of Towns, the House adjourned until 3 o'clock, P M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

The following bills of the House were read the second time and committed for a third reading, to wit:

A bill to confer certain powers upon the Judge of the City Court of Savannah.

A bill for the relief of David Edwin W Ervin, of the county of Chatham, and to permit him to marry again and for other purposes.

A bill to incorporate the Baltimore and Savannah Steamship Company.

A bill to exempt from taxation, one acre of land in the county of Montgomery, and, to constitute the Justices of the Inferior Court of said county trustees.

A bill to amend an act incorporating the Madison Presbyterian Church, so far as relate to the filling of the vacancies of trustees, assented to 7th December 1851.

A bill for the relief of John S. Carpenter, late Tax Collectors of the county of Montgomery.

A bill to consolidate the offices of clerk of the Superior and Inferior Courts of Hall county.

A bill to incorporate the Richmond Fire company.

A bill to change the county line between the counties of Ware, Coffee and Pierce.

A bill to confer certain powers upon the Judge of the city Court of Savannah.

A bill to change certain county lines therein mentioned, approved March 1st, 1856.

A bill to incorporate the town of Quitman, in Brooks county, and to confer upon the citizens of said town the privileges of electing town commissioners with certain powers therein enumerated, and for other purposes therein specified.

A bill to alter and amend the second section of an act, approved January 21st, 1852, and for other purposes therein mentioned.

A bill to incorporate the Relief Fire company, No. 2, in Athens.

A bill to protect the possession of lands in Charlton, &c.

A bill to provide for the rendition of fugitive criminals.

A bill entitled an act to amend an act entitled an act to amend the Road Laws of this State, so far as relate to the county of Coffee, approved 1st March, 1856, and to apply its provisions to the county of Clinch.

A bill for the relief of Francis Daniel, Sheriff of the county of Dade.

A bill to incorporate the Indian Creek Baptist Church in the county of Franklin, and for other purposes.

A bill to prevent the burning of the woods in the county of Echols at certain seasons of the year, and for other purposes.

A bill to incorporate the Gate City Guards of Atlanta, and to grant certain immunities and privileges to the same.

A bill to authorize the Justices of the Inferior Court of Gilmer county to levy and collect an extra tax for the purpose of paying the county debt, created by the building of their Court House.

A bill to alter and amend an act pointing out the mode of collecting a certain discription of debts, therein mentioned, approved December 19th, 1818, and to extend the provisions of the same, so as to embrace corporations.

A bill to amend an act of the 11th December, 1858, in relation to Insurance Companies and Express Companies doing business in this State.

A bill to make Hannah Jarrett a feme sole trader.

A bill to compensate Justices of the Peace in Decatur county for making out and returning lists of poor children to Ordinary.

A bill to change the name of James Mercer, and to make him capable of inheriting the estate of Jarrett D. Robinson.

A bill for the relief of Middleton of McIntosh county.

A bill for the relief of Sterling L. Genkins.

A bill the relief of John R. Mound, and another of the county of Hancock.

A bill for the encouragement of Volunteer Companies and the better organization of the military forces of this State; read the second time, and referred to the committee on Military affairs.

Mr. David from the committee on enrollment reports as duty enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives an act for the relief of Amy Clark from certain disabilities thereing mentioned.

The following Message was received from His Excellency the Governor by Mr. _____, his Secretary, to wit:

Mr. Speaker:—The Governor has signed the “Act to remove the county site of Lowndes county, to change the line between said county, and the county of Brooks, and for other purposes.

Mr. David from the committee on enrollment reports as duty enrolled and ready for the signature of the Speaker of the House of Representative the following, Acts:

An act for the relief of Teachers of poor children in Muscogee county in the year 1853.

Also an act to change the lines between the counties of Coffee and Irwin.

Also an act fixing the time of holding the Inferior courts in the county of Coffee.

Also an act to provide for the compensation of Sheriffs for the summoning of Grand and Petit Jurors in the county of Dougherty and to levy a tax for the same.

The bill to make an appropriation to endow a Chair of Natural Science and Agriculture in the Cherokee Baptist College and for other purposes, together with an accompanying memorial, was referred to a select committee, on motion of Mr. Wofford of Cass, consisting of Messrs. Lewis of Hancock, Parks, Lester, Ely, Price, Alexander, Smith, of Towns, Harris, Hartridge, Wofford and McWhorter.

The bill to extend the provisions of the poor School laws to the purchasing of School Books and Stationery was read the second time and referred to the committee on public education.

The bill to incorporate Trenton Academy to appropriate money for the same and for other purposes, was read the second time, and on motion of Mr. Tatum of Dade, referred to a special committee, consisting of Messrs. Tatum, Lewis of Hancock, Lewis of Greene, Ely and Broyles.

The bill to enable certain commissioners therein named to sell the old Greene monument, &c., was read the second time, and referred to a special committee, consisting of Messrs. Screven, Lewis of Hancock, Ely, Harris, Broyles, Delony and Williams of Muscogee.

The unanimous consent of the House having been obtained, Mr. Tuggle withdrew the bill to prescribe the term for which Receivers of tax returns and tax^a Collectors and county Treasurers shall hold their offices.

The bill the more effectually to carry into effect the 13th Section of the 4th Article of the Constitution of this State, to promote the arts and sciences, and to provide for the education of Teachers at the University, and for other purposes; was read the second time, and referred to the committee on public education.

The bill to lend the Bonds of the State of Georgia to Mark A. Cooper, for purposes therein specified was read the second time, and on motion of Mr. Lewis of Hancock, made the special order for Saturday, 27th inst.

The bill for the better protection of the morals of the youth of this State was read the second time, and referred to the committee on Public Education.

The following bills were read the second time and referred to the Judiciary committee, to wit:

A bill to amend the 35th section of the 14th division of the Penal Code.

A bill to make all property both real and personal subject for the purchase money of such property.

A bill to repeal an act entitled an act to regulate the testimony of Attorneys at Law.

A bill to amend the 6th Article, and 1st section of an act passed 27th Dec., 1845.

A bill to require parties propounding a will for probate, to give to parties that would be interested, if there was no will, and the legatees, under the will, ten days notice of the time and place, when and where the same is to be offered for probate, and for other purposes.

A bill to facilitate the taking of cases to the Supreme Court by Executors, Administrators and Guardians, &c.

A bill to amend an act entitled an act to amend the rent laws of this State, approved Dec. 24th, 1827.

And also an act entitled an act to protect the owner of lands or tenements against intruders, and to provide a remedy for land owners in certain cases, approved Feb. 14th, 1854.

A bill to empower the Superior Courts to appoint partitioners to divide negroes, and other personal property, and to authorize the sale of the same, &c.

A bill declaring the rights of husbands in, and to the property of their deceased wives, and to fix the liabilities of of husbands upon the contracts of their deceased wives, and for other purposes.

A bill to prevent the marriage of cousins. And,

A bill to exempt from levy and sale under execution, or otherwise certain property herein mentioned, and to repeal all exemption laws in this State.

The following bills was read the second time and referred to the committee on Finance, to wit :

A bill to compensate Dr. William Z. Cock, of the county of Early.

A bill for the relief of Arthur Haire, of the county of Cass.

A bill for the relief of Charles S. Oliver and Charles J. Oliver of Clark county.

A bill to reimburse the county of Early for monies expended in arresting the spread of Small Pox.

The following bills were read the second time and ordered to be engrossed, to wit :

A bill to alter and amend the charter of the Gulf and Atlantic Railroad company, and to locate the West end of said Road.

A bill to amend the first section of an act entitled an act to add an additional section to the 10th Division of the Penal Code.

The following bills was read the second time and referred to the committee on new counties, to wit :

A bill to add a part of the county of Gilmer to the county of Fannin, and for other purposes.

A bill to lay out and organize a new county from the counties of Chattooga and Walker.

A bill to change the line between the counties of Lumpkin and Dawson.

The bill to amend the several acts of the General Assembly relating to the Savannah and Albany Railroad Company, &c., &c., &c., was read the second time, and referred to the committee on Agriculture and Internal Improvement.

The bill to regulate the paper currency.

To prohibit the circulation of bank bills or notes, under the denomination of ten dollars, and other things therein mentioned, was read the second time, and referred to the committee on Banks. Also,

A bill to amend the 2nd Section, of an act entitled an act to provide against the forfeiture of the several Bank Charters in this State, on account of non-specie payment for a given time, and for other purposes therein named, passed 22nd, Dec., 1857.

The House adjourned until 9½ o'clock, A. M. to-morrow.

WEDNESDAY, NOVEMBER 23rd, 1859.

The House met pursuant to adjournment.

Leave of absence was granted Messrs. Scott, Vanover, Harper of Sumter, Little, Walton and Henderson, of Stewart, for a few days on special business ; and to Mr. Holmes of Laurens on account of indisposition.

The bills proposing to reduce the number of the members of the General Assembly of this State, were on motion referred to a special committee consisting of one from each Judicial District.

The following bills were reported and read the first time, to wit :

Mr. Anderson, of Bibb, reported,

A bill to charter the Central Insurance Company of Georgia, and to confer on said company certain rights, powers and privileges, and for other purposes.

A bill to incorporate the Georgia Baptist Bible and Colporteur Society.

A bill to alter and amend the several acts, in relation to Bibb county Academy, and to change the name of the same.

A bill to alter and amend an act, passed Dec. 22nd, 1857, entitled an act to encourage persons, making wills, to provide a permanent fund for the collegiate preparation, and education of indigent boys or young men. And,

A bill to authorize the Mayor and Council, of the city of Macon to lease a portion of the public reserve, lying below said city, to be used as a brick yard, and for other purposes therein mentioned.

Mr. Tuggle, reported,

A bill to authorize the Ordinary of Campbell county, to pay A. P. McCool, his poor school account for the year 1858.

A bill to prescribe the sum that shall be paid for a license to retail spirituous liquors in this State, and the following resolution, to wit:

Resolved, That the House of Representatives will not receive any new business after the 28th inst., unless two thirds of the members present shall determine otherwise.

Mr. Graham, of Appling, reported,

A bill to exempt practising Physicians of the county of Appling from Jury duty.

Mr. McCombs, of Baldwin, reported,

A bill to fix the pay of the Guard of the Penitentiary for the future.

Mr. Nobles, of Berrien, reported,

A bill for the relief of John J. Drawdy and Daniel N. Drawby, of Berrien county, as securities of Daniel Drawdy, Sr.

Mr. Fleming, of Cherokee, reported,

A bill to amend an act entitled an act, to amend the Road Laws of this State, so far as relates to the county of Cherokee. And,

A bill to amend an act, entitled an act to protect religious societies in the exercise of their religious duties, approved, Dec. 13th, 1792.

Mr. Lockett, of Bibb, reported,

A bill to repeal the 1st and 3rd sections of an act to prescribe certain rules and regulations to be observed by the several Railroad Companies in running engines upon their respective tracks, and annex a penalty for the violation of the same, approved January, 22nd, 1852, and to substitute two sections in lieu of said second and third sections.

Mr. McWhorter, of Greene, reported,

A bill to provide for the mileage and per diem pay of the members of the General Assembly: to regulate the same, and for other purposes.

Mr. Smith, of Coffee, reported,

A bill to change the line between the counties of Irwin and Coffee.

Mr. Hockenhull, reported,

A bill to appropriate money to the county of Dawson, to supply a deficit in the school fund for the year 1858.

Mr. Fain of Gordon reported a bill to lay out and organize a new county from the counties of Gordon, Cass, Cherokee, Pickens and Gilmer, and for other purposes.

Mr. Henderson of Henry reported.

A bill to authorize the Ordinary of Henry county to pay Wm. W. Campbell for teaching poor children for the year 1857.

Mr. Lumpkin, of Clark, reported,

A bill for the relief of the Executors of James Comok, late of the county of Clark deceased. And,

A bill to confer certain powers on Juries at law.

Mr. Sprayberry, of Catoosa, reported.

A bill to lay out and form a new county, out of the counties of Coweta, Heard, Troup and Merriwether, and to organize the same.

A bill for the relief of William Fulcher's securities. And,

A bill to pardon Thomas C. Whitworth, of the county of Chattooga, now under sentence of death, for the crime of murder.

Mr. Lewis, of Hancock, reported,

A bill to employ a State's Geologist and to prescribe his duties.

A bill to incorporate the Board of Trustees of the Mount Vernon Association of Baptist Churches, appointed by said Association, for the government of the Mount Vernon Institute, at the village of Riddleville in Washington county in this State, to confer on said Board certain privileges, to incorporate said village of Riddleville, and for other purposes.

Mr. Cullens, of Clay, reported,

A bill to incorporate the town of Fort Gaines, and for other purposes. And,

A bill to reimburse the heirs of Everett Wells deceased.

Mr. Lewis, of Greene, reported,

A bill to amend the charter of Greensboro. And,

A bill to incorporate a corps of Infantry in the city of Greensboro, and to grant certain privileges, unto the same.

Mr. Daniel, of Jackson, reported,

A bill for the relief of John J. Flornoy, of the county of Jackson.

A bill to leave the question of the existence or abolition of the Supreme Court to the people of this State, and a resolution requesting our Senators and Representatives in Congress, to use their best efforts to secure the passage of a

law, granting pensions to the surviving soldiers, who, in 1812 and 1813, volunteered for the defence of Georgia.

Mr. McWhorter, of Greene, presented the following address, accompanied by a resolution, that the same be presented to His Excellency, the Governor, to wit:

To His Excellency Joseph E. Brown, Governor of the State of Georgia:

The General Assembly respectfully submit to your Excellency, the following address:

The Honorable Robert V. Hardeman, Judge of the Superior Courts of the Ocmulgee Circuit, has for the last twelve months been providentially afflicted to an extent, which renders him physically and mentally incompetent to discharge the duties of his office. His warmest friends and nearest relatives are sensible of the fact, and have earnestly requested him to resign. Unconscious of his situation, he has refused to comply with their request. The members of this General Assembly from his Judicial Circuit since the commencement of its present session, from due respect to the wishes of their constituents, and a warm regard for the feelings of Judge Hardeman, performed the painful duty of addressing him a petition requesting him to resign, and save himself and friends the mortification, and the General Assembly the unpleasant duty of making this address to your Excellency. Still insensible to his misfortune, upon the reception of the petition, he instructed the bearer to state that he would not grant it, but immediately started to the West, expressing a wish for the matter to be deferred. Under all these circumstances, we see no other course left us to pursue, but to request your Excellency to remove him from office, and declare the same vacated.

Mr. Taylor, of Randolph, reported,

A bill to change the time of holding the Inferior Courts of the county of Randolph.

Mr. Price, of Pickens, reported,

A bill to amend an act entitled an act, to authorize the Justices of the Inferior Court of the county of Pickens, to levy and collect an extra tax, for the purpose of paying the county debt, created by the building of the Court House in said county, assented to 11th, Dec. 1858.

The committee appointed by the Speaker on the bills relative to a reduction of the members of the General Assembly, consists of Messrs. Lester, Harris, Cook, Tuggle, Lofton, Hartridge, Gibson of Richmond, Delony, Lewis of Greene, DeLamar, Horsley, Broyles, Ector, Ely, Dixon and Alexander.

Mr. Fain of Union, reported,

A bill to incorporate the Owl Town and Coosa Creek Mining company, and for other purposes therein mentioned.—
And,

A bill for the encouragement of education.

Mr. Broyles, of Whitfield, reported,

A bill for the relief of Cornelius Hibberts, of the county of Fulton.

Mr. Knox, of Wayne, reported,

A bill to authorize the Justices of the Inferior Court, of Wayne county, to levy an extra tax for the purpose of building and erecting a bridge across the Big Buffalo, near Sheffield old mills.

Mr. Gibson, of Richmond reported,

A bill to amend the patrol laws of this State.

Mr. Pilcher, of Warren reported,

A bill to provide a Board of Managers for the Georgia Institution, for the Deaf and Dumb, and to provide for the removal of the pupils, the purchase of a site, the erection of buildings, and for other purposes upon certain conditions therein named.

Mr. Price, of Pickens reported,

A bill to alter and amend the law of decendants in cases of persons who are illegitimate, or born out of wedlock, dying intestate.

Mr. Jones, of Rabun, reported,

A bill to alter and amend an act to provide for the education of the children of this State, between certain ages, and to provide an annual sinking fund for the extinguishment of the public debt, assented to, Dec. 11th, 1858, and for other purposes, so far as relates to the county of Rabun. And,

A bill to incorporate the Baptist Church, at the head of Tennessee, in the county of Rabun.

Mr. Harper of Sumter, reported,

A bill to change the lines, between the counties of Sumter, and Webster.

Mr. Horsely, of Upson reported,

A bill to make the Justices of the Inferior Courts of the several counties in this State, ex-officio commissioners of Patrol in the counties for which they are elected, and for other purposes therein mentioned.

Mr. Brown, of Sumter, reported,

A bill to change the corporate limits of the city of Americus, so as to change the residence of John J. Hudson therefrom, and to exempt him from the payment of taxes to said city.

Mr. Little, of Monroe reported,

A bill for the relief of practicing Physicians of Monroe county. And,

A bill to incorporate the Quittman Guards, and for other purposes therein named.

Mr. Fannin, of Morgan reported,

A bill to prevent minors from selecting a new guardian at their own option, upon arriving at the age of fourteen years, and for other purposes.

Mr. Coleman, of Randolph reported,

A bill to change the line between the counties of Randolph and Quitman, and for other purposes.

Mr. McDonald of Murray, reported,

A bill for the relief of Mrs. Isabella Adams, of the county of Murray.

Mr. Gibson, of Richmond reported,

A bill to exempt from jury duty certain firemen, &c.

Mr. Howell, of Milton reported,

A bill to change the line between the counties of Milton and DeKalb, and Milton and Gwinnett, &c.

Mr. Vanover, of Terrell reported,

A bill to alter and amend the incorporation of the village of Chickasawhatchie, in formerly Lee, now Terrell county.

Mr. Howell, of Lowndes reported,

A bill to repeal the ninth and tenth sections of an act, to lay out and organize a new county, from the counties of Lowndes and Thomas, and for other purposes therein specified.

Mr. Holden, of Taliaferro reported,

A bill to prevent and punish free negroes and slaves for keeping eating tables, and from living separate and apart from their owners, hirers, or Guardians, or other places of traffic, or trading in the town of Crawfordville, in this State, and for other purposes, and to prescribe punishment for the same.

Mr. Key, of Jasper, reported a bill to create a School Commissioner for the county of Jasper, and to provide for the education of certain children therein, and to authorize the levying a of tax for the same, and other purposes therein mentioned.

Mr. Barksdale, of Lincoln, reported a bill to prevent and make penal the betting on elections.

Mr. Mayes, of Lumpkin, reported a bill to alter and amend the Road Laws of this State, so far as relates to the county of Lumpkin.

Mr. Hopkins, of McIntosh, reported a bill to amend the Judiciary of Georgia, so far as relates to the county of McIntosh.

The House took up the Report of the committee on the bill for the relief of Wilson W Poe, of the county of Early.

The report was agreed to. The bill was read the third time and passed.

The bill to account with the Trustees of the University of

Georgia, for the interest due on the sale of the University lands, and to provide for the payment of the same, was referred to the committee on Public Education.

The House took up the report of the committee on the bill to change the line between the counties of Clinch and Berrien.

The report of the committee on new counties, which was adverse, was agreed to, and the bill was therefore lost.

The House took up the report of the committee on the bill to amend an act to define the liability of the several Rail Road Companies of this State, for injury to persons or property: to prescribe in what counties they may be sued, and how served with process, approved March 5th, 1856, and for other purposes.

Mr. Lester, of Cobb, offered as a substitute for the same, a bill of similar title, which was adopted.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the town of Blackshear, in Pierce county, and provide for the government of the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate "The Baltimore and Savannah Steamship Company."

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to confer certain powers upon the Judge of the City Court of Savannah.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to consolidate the offices of Clerk of the Superior and Inferior Courts, of the county of Hall.

The same was amended, on motion of Mr. Tatum, so as to embrace in its provisions the county of Dade. There-report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to exempt from taxation, one acre of land in the county of Montgomery, as the burial place of George M. Troup, deceased, and to constitute the Justices of the Inferior Courts of said county, Trustees for the protection of the same,

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the charter of the Gulf and Atlantic Rail Road Company, and to locate the west end of said road.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act incorporating the Madison Presbyterian Church, so far as relates to the filling the vacancies of Trustees,

Assented to, Dec. 7th, 1851.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Richmond Fire Company, &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the first Section of an act entitled "An Act to add a Section to the 10th Division of the Penal Code.

The report was agreed to, the bill was read the third time and passed.

The House went into Committee of the Whole, Mr. McWhorter in the Chair, on the bill for the relief of John S. Carpenter, late Tax Collector of the county of Montgomery.

The report was agreed to, the bill was read the third time and passed.

On motion of Mr. Broyles,

The bill to amend an act entitled "An Act to change certain county lines therein mentioned, approved March 1st, 1856," was referred to the committee on new counties.

The following message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker: The Senate have passed the following bills:

A bill to be entitled an act to legalize the marriage of Lawson Cady and Frances E. Cady, and for other purposes.

Also a bill to be entitled an act to authorize A. C. Trimbell, Administrator of Andrew M. Hamilton, deceased, to sell the negroes of his intestate, on the first Tuesday in January next.

Also a bill to be entitled an act, to amend an act, approved March 5th, 1856, entitled an act to authorize persons to submit controversies to arbitrators, and for other purposes therein mentioned.

Also a bill to be entitled an act to incorporate the Planters Rail Road Company, and for other purposes.

Also a bill to be entitled an act to give to the Inferior Courts of the different counties of the State, power to appoint some fit and proper person, to receive and receipt for the amount of money their respective counties may be entitled to, under the act to provide for the education of the

children of the State, &c., assented to, December 11th, 1858, when the Ordinarys of said counties refuse or neglect to give bond in terms of the law.

Also a bill to be entitled an act to prevent the sale of spirituous liquors, within one-half mile of the Court House, in the town of Fayetteville, in Fayette county, only on conditions therein named.

Also a bill to be entitled an act to aid the citizens of Georgia, in the construction of Rail Roads in this State, upon the conditions and limitations therein specified.

Mr. David, from the committee on enrollment, reports as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to wit:

An act for the relief of the securities of George F Wing, former Tax Collector of McIntosh county.

Also an act to legalize the holding of Carrol Superior Court, at its last term, and to make valid the proceedings of said Court.

Also an act to incorporate the town of Ellaville, in Schley county.

Also an act to amend an act entitled an act to incorporate the Savannah, Griffin and North Alabama Rail Road Company, assented to on the 11th day of February, 1854, and to repeal Sections 7, 8, and 9, of said act, and to substitute two additional Sections in lieu thereof.

Also an act to authorize the Mayor and Council of the city of Atlanta, to take possession of the enclosed ground, lying between the general passenger Depot and Decatur street, and Atlanta Hotel and Lloyd street, in the city of Atlanta, for the purpose of beautifying and ornamenting the same, to be used for a Rail Road Park.

Also an act to repeal the 7th Section of an act entitled an act to incorporate and grant certain privileges and powers to the Newnan Guards, in the town of Newnan, Coweta county, and for other purposes therein mentioned.

Also an act to repeal the 4th Section of an act to regulate the compensation of Jurors, of Jefferson county, and for other purposes therein mentioned.

Mr. David, from the committee on enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following resolution, to wit:

Joint Resolution in relation to the Branch Mint at Dahlonega.

The following message was received from His Excellency the Governor, by Mr. Waters, his Secretary.

Mr. Speaker: The Governor has signed the following bills:

A bill fixing the time of holding the Inferior Courts, in the county of Coffee.

A bill to change the line between the counties of Hall and Banks.

A bill to change the lines between the counties of Coffee and Irwin.

A bill for the relief of teachers of poor children, in Muscogee county, in the year 1853.

A bill to provide for the compensation of Sheriffs, for summoning Grand and Petit Jurors, in the county of Dougherty, and to levy a tax for the same.

A bill authorizing the Inferior Court of the county of Murray, to increase the tax for the said county, and for other purposes.

A bill to authorize the Inferior Court of Pierce county to assess an extra tax, for the purpose of building a Jail.

A bill to repeal so much of an act entitled an act to extend the corporate limits of the town of Hamilton, in the county of Harris, and other places therein named, and to incorporate the town of Trenton in Dade county, approved February 18th, 1854, as relates to the incorporation of the town of Trenton, and to provide for the working and keeping in repair the streets, in the town of Trenton.

The following message was received from His Excellency the Governor, by Mr. Campbell, his Secretary, to wit:

Mr. Speaker: I am directed by His Excellency the Governor, to lay before this branch of the General Assembly a communication in writing, with the bill to which it refers.

The same was, on motion, taken up and read.

EXECUTIVE DEPARTMENT,

MILLEDGEVILLE, GA., Nov. 23d, 1859.

To the House of Representatives:

The bill entitled an act for the relief of William P Redwine of Fayette county, is herewith returned without my sanction.

The bill recites that on the fifteenth of November, 1858, Mr. Redwine, with others became the surety of one Deskin Holcombe, on a recognizance for his appearance at the September Term, 1859, of the Superior Court of said county, and that at said Term of the Superior Court, said recognizance was forfeited, on account of the non-appearance of said Holcombe. After reciting these facts, it is enacted, that the said Redwine be released and fully exonerated from liability on said recognizance.

This presents the Ordinary case of a surety, who has voluntarily assumed the liability, and whose principal has failed to attend the Court, and answer for the offence with which he stands charged. Within less than three months after the Term of the Court at which the recognizance was forfeited, and before a judgment has even been rendered upon the *scire facias*, he applies to the Legislature for relief, and it is proposed that it be granted. If this practice is to prevail, it will soon become almost equivalent to a suspension of the execution of public justice in the State. The most wicked offenders will be enabled to give bonds for their appearance, and will refuse to appear and abide the judgment of the Courts, and it will only be necessary for their sureties who voluntarily signed their recognizances to appeal to the Legislature with a statement that it is a hard case, and relief must be granted. In my opinion too many obstructions are already thrown in the way, of the prompt and impartial execution of the Criminal Laws of the land, and I am unwilling by my act to multiply these obstructions. He who places himself between the law and the criminal, and takes him out of the hands of the Officers of the law, by becoming his surety, does so, with full knowledge of the responsibility which attaches to his act, and should not here be relieved, after he has enabled his principal to escape. It should not be forgotten in determining upon the merits of applications of this character, that the law imposes upon Clerks, Sheriffs and Solicitors General a great amount of labor in insolvent criminal cases, and leaves them to look for payment to the sums brought into Court from fines and forfeitures of this character, without making any other provision for the satisfaction of their claims. After imposing the burdens which the law now imposes upon these officers, without making other provision for their compensation, I conclude that it is injustice to them, for the law making power to step between them and those who have enabled the guilty to escape, and arrest them in the collection of their just dues: the payment of which, by those who are liable, is the only satisfaction made to the State for the violation of her criminal laws:

This character of Legislation would seem therefore to be unwise, and to encourage the commission rather than the suppression of crime, by increasing the facilities for the escape of the guilty. He who consents to become the surety of a criminal for his appearance at Court, should remember that the surrender of his principal or the payment of the amount of money mentioned in the recognizance, are the only alternatives known to the law.

JOSEPH E. BROWN.

On motion of Mr. Lewis of Hancock, the rules were suspended in order to take action on the bill mentioned in the

foregoing message, as having failed to receive the Executive sanction.

The yeas and nays being recorded on the same ;

There are yeas 77. There are nays 51.

Those who voted in the affirmative are Messrs :

Alexander,	Harper of Sumter,	Patton,
Allan,	Heath.	Pilcher,
Barksdale,	Henderson of Hen-	Pitts,
Brantley,	ry,	Prescott,
Brinson,	Henderson of Worth	Price,
Brown of Houston,	Hockenhull,	Register,
Brewton of Forsyth,	Hogans,	Render,
Brewton of Tatt-	Holden,	Richards,
nal,	Horsley,	Screven,
Cason,	Hutchins,	Sharpe,
Clarke of Elbert,	Johnson,	Smith of Bryan,
Cullens,	Joyner,	Sprayberry,
Daniel,	Jones of Mitchell,	Stewart,
Delamar,	Jones of Rabun,	Strickland,
Delony,	Kelly,	Sweat,
Ector,	Knox,	Tatum,
Edmondson,	Lewis of Hancock,	Taylor,
Fain of Gordon,	Lumpkin,	Terrell,
Farnell,	Lumsden,	Thrasher,
Glass,	McCrairy,	Underwood,
Gibson of Rich-	McDonald of Lump-	Vanover,
mond,	kin,	Walton,
Gibson of Warren,	McWhorter,	Whaley,
Green of Cobb,	Mintz,	Wicker,
Grovenstein,	Mitchell,	Williams of Clinch,
Hardin,	Mullens,	Wofford,
Harper of Henry,	Nobles,	Young,

Those who voted in the negative are Messrs :

Anderson,	Earle,	Howell of Milton,
Baugh,	Eberhart,	Hurst,
Blakey,	Fain of Gilmer,	Lester,
Bivins,	Fain of Union,	Lockett,
Brown of Sumter,	Fannin of Morgan,	Lofton,
Broyles,	Fleming,	Martin,
Clarke of Monroe,	Finney,	Mays,
Cock,	Goodman,	McDonald of Mur-
Colvard,	Hicks,	ray,
Coleman,	Holland,	McCants,
Conley,	Hopkins,	McEver,
Cook,	Howell of Lowndes,	McLendon,

Norwood,	Selman,	Tuggle,
Parks,	Settle,	Vaughn,
Perry,	Sims,	Ware,
Ragsdale,	Smith of Towns,	West,
Reeder,	Sockwell,	Worley,
Rozier,	Tapley,	

The proposition to pass the bill not having received a vote of two-thirds was lost, and the veto sustained.

The bill adding a section to an act incorporating the town of Athens, in the county of Clarke, was on motion of Mr. Lumpkin of Clarke taken up, and read the second time.

Leave of absence was granted Messrs. Taylor of Randolph, Lewis of Greene and Key of Jasper.

Mr. Lester of Cobb, offered the following resolution which was taken up, read and agreed to, to-wit :

Resolved, That all rules fixing the time at which this House shall meet and adjourn, be rescinded and the House be left free to meet and adjourn as the business before them may require.

The House adjourned until 3½ o'clock, P M.

3½ O'CLOCK, P. M.

The House met pursuant to adjournment.

The Finance Committee, reported

A bill to appropriate money for the support of Government for the political year 1860, and for other purposes,

Which was read the first time.

The rules were suspended on motion of Mr. Prescott of Screven, and the bill of the Senate to authorize the Administrators of the Estate of James Young, Sr., to sell the property of said Estate, and to make titles to the same,

Was read the first time.

The following bills of the House were read the second time and committed for the third reading, to-wit :

A bill to reduce the Sheriff's bond of the county of Milton.

A bill to define certain duties of the several Railroad Agents of this State, and for other purposes therein mentioned.

A bill to amend an act to incorporate the town of Camilla, approved March 3d, 1856.

A bill to lay out and organize a new county out of the

counties of Cobb, Cass, Cherokee and Paulding, and for other purposes therein mentioned.

A bill to incorporate the Georgia Greys, of the city of Columbus, and to extend to them certain privileges.

A bill to amend the laws in relation to Jury fees.

A bill to prevent itinerant peddling in this State.

A bill to erect a monument to the memory of Governor Jared Irwin, in the town of Sandersville.

A bill to enforce full returns of property.

A bill to incorporate Spring Vale Institute, Randolph.

A bill for the relief of Wm. F. Shannon.

A bill for the relief of Richard Myrick, of Pike county.

A bill to change the time of holding the Inferior Courts of Webster county.

A bill to prevent the killing of deer in the county of Screven.

A bill to incorporate the town of Sylvania and Scarboro in the county of Screven.

A bill to authorize the Inferior Court of the county of Banks to submit the question of the location of their county site, to the citizens of said county, and to have an election held therefor, and for other purposes.

A bill to authorize the Ordinary of Baldwin county to pay over to Sarah M. Candler, the sum of two hundred and three dollars and ninety cents, for teaching poor children in said county.

A bill to change the time of holding the Superior Court of the county of Effingham.

A bill to authorize the Mayor of the city of St. Marys, to hold special Courts for summary trials in certain cases.

A bill to amend an act to incorporate the Orphans' Home of the Protestant Episcopal Church, in Chatham county.

A bill to alter and amend the claim laws of this State, and for other purposes therein mentioned.

A bill for the relief of Nehemiah Garrison of Cherokee county, and for other purposes.

A bill to declare certain words actionable, and for other purposes.

A bill to authorize the Inferior Court of Cobb county, to levy an extra tax to build a jail in said county, and for other purposes.

A bill to change the penalty prescribed in the 3d section of an act entitled an act, to prohibit the sale of deadly weapons, and to prescribe the manner of carrying the same and to punish for the violation of the same, and to repeal an act entitled an act to guard and protect the citizens of this State, against the unwarrantable and too prevalent use of deadly weapons, assented to, the 25th Dec., 1837, approved 12th January, 1852, and for other purposes.

The following bills were read the second time and referred to the Committee on New Counties, to-wit :

A bill to lay out and organize a new county from Decatur and Thomas, and for other purposes.

A bill to change the line between Habersham and White counties, and for other purposes, and

A bill to change the line between the counties of Irwin and Berrien.

The following bills were read the second time and referred to the Judiciary Committee, to-wit :

A bill to protect the holders of bills of exchange or drafts drawn and accepted, on account of shipments or transfers of cotton and to punish those who fraudulently violate their contracts of acceptance or misapply the cotton received by them, or its proceeds.

A bill to repeal an act entitled an act to regulate the testimony of Attorneys at Law, approved 21st Feb., 1850.

A bill to exempt from levy and sale one negro.

A bill to raise the salaries of Secretary of State, Comptroller General, Treasurer and Surveyor General to two thousand dollars per annum, to increase the duties of Comptroller General, and to provide compensation for the same and for other purposes herein named.

A bill to facilitate the rendition of judgments against Sheriffs and their Securities.

A bill to prescribe the manner in which Judges shall give their charges to Juries.

The bill to fix the compensation of Members, Officers and Clerks of the General Assembly, was read the second time and referred to the Committee on Finance.

The rules were on motion of Mr. Lewis of Hancock, suspended, and the House took up the report of the committee on the bill for the relief of John R. Mounce and another, of the county of Hancock.

The same was amended so as to strike out that portion relative to John R. Mounce, the title was so amended as to read :

A bill for the relief of Virginia L. Howell, of the county of Hancock

The report as amended was agreed to, the bill was read the third time and passed.

Leave of absence was granted Messrs. Sims, McCant, Taylor and Williams of Clinch.

The following bills were read the second time and ordered to be Engrossed, to-wit :

A bill to incorporate Clayton High School, and for other purposes.

A bill to amend the charter of the American Atlantic Screw Steamship Company, granted 19th Dec., 1857, and to allow an increase of the capital stock of said Company.

A bill to incorporate Gordon Grove No. 1, United Ancient Order of Druids, located in the city of Savannah.

A bill for the relief of James J. Jones of the county of Bibb, Executor of the last will and testament of James S. Beadle, late of Dooly county, deceased, and for other purposes therein mentioned, and

A bill to protect landlords in the possession of their lands, and for other purposes.

The House then adjourned until 9½ o'clock, A. M., Friday.

FRIDAY, NOVEMBER 25th, 1859.

The House met pursuant to adjournment.

On motion of Mr. Tatum, of Dade, so much of the Journal of Wednesday, as relates to the action of the House, sustaining the veto of his Excellency, the Governor, on the Bill for the relief of William P. Redwine, of the County of Fayette, was reconsidered.

Mr. Mullens, of Harris, was granted leave of absence for a few days on special business, and Messrs. McWhorter, Heath, Bivins, Brantley, and Brown for to-day.

On motion of Mr. Broyles, of Whitfield, the Bill for the relief of Cornelius Hibberts, was taken up out of its order, read the second time, and committed for the third reading.

Mr. Delony offered the following Resolution, which was taken up, read and agreed to ; to wit :

Resolved, That the Clerk of the House be authorized and required to furnish a Clerk to the Judiciary Committee.

The following Bills, &c., were reported and read the first time, to wit :

Mr. Screven of Chatham reported,

A Bill to change the name of "The Mechanics Savings Bank," &c, &c.

Mr. Hartridge, of Chatham, reported,

A Bill to appropriate money to the Union Society, for certain purposes therein named.

Mr. Fleming, of Cherokee, reported,

A Bill to incorporate the Cherokee Manufacturing Company, located in Cherokee County, Georgia, and to define the rights, privileges, and powers of the same.

Mr. Edmondson offered a Resolution, relative to the establishment of a mail route from Albany, in Dougherty

County, via Moultrie, Pallaka, and Okepilco, to Quitman, in Brooks County.

Mr. McComb of Baldwin, presented the memorial of Edward T. Alling, which was read, and on his motion, referred to the Committee on Finance.

Mr. Lockett, of Bibb, reported,

A Bill to donate money to the Reform Medical College at Macon Georgia, and

A Bill to require the Jailors in the several Counties of this State, to advertise runaway slaves, in one of the public Gazettes published in Milledgeville, in certain cases.

Mr. Sprayberry reported,

A Bill to allow free persons of color in this State, to go into voluntary slavery, or compel them to leave the State, and for other purposes therein mentioned, and

A Bill to repeal an Act entitled "An Act to guard and protect the citizens of this State against the unwarrantable and too prevalent use of deadly weapons. Assented to 25th December, 1837

Mr. Hardin, of Cass, reported,

A Bill to alter and amend the Sheriffs fees, in certain cases, so far as relates to the County of Cass.

Mr. Heath, reported,

A Bill to exempt practicing Physicians from Jury duty, and to allow them to be examined by interrogatories.

The following Message was received from the Senate, by Mr. West, their Secretary :

Mr. Speaker : I am directed by the Senate, forthwith to inform the House of Representatives, that they have agreed to a Resolution, in relation to the address delivered by the Rev. Dr. Higgins, on "Thanksgiving Day," in which they ask the concurrence of the House.

The same was, on motion, taken up, read and concurred in.

Mr. Keeling, reported,

A Bill to authorize the Ordinaries of Habersham and White counties, to pay teachers of the poor children, taught the previous year, 1857

Mr. Mintz, reported,

A Bill to confer additional powers upon the Justices of the Inferior Courts of the several Counties of this State, and for other purposes.

Mr. Key of Jasper, reported,

A Bill to amend the 5th Section of an Act passed on the 27th January, 1852, entitled an Act more effectually to prevent fraud in elections in this State, and to detect and punish the same.

Mr. McDonald of Lumpkin, reported,

A Bill to exempt from taxation certain persons, and for other purposes.

Mr. Lumpkin of Clark, reported,

A Bill to incorporate a Volunteer Corps of Artillery, in the Town of Athens, and to grant unto it certain privileges.

Mr. Hartridge, reported,

A Bill to appropriate money, to aid in the erection of a monument to the memory of General James Oglethorpe.

Mr. Delony, reported,

A Bill to declare the Laws in regard to to deeds of land, made during adverse possession ;

A Bill to change the name of "The Southern Central Agricultural Society, and appropriate money for the benefit of the same, and

A Bill to protect the property of persons owning farms adjoining the town of Athens.

Mr. Cullens of Clay, reported,

A Bill to incorporate a Volunteer Military Company, in the town of Fort Gaines, and to confer upon it certain privileges, and

A Bill to authorize the Ordinaries of this State to impose administration of unrepresented estates upon the Clerk of the Superior, or Clerk of the Inferior Court, without requiring additional Bond, where no competent person will take such administration.

Mr. Ragsdale of DeKalb, reported,

A bill to exempt practicing Physicians from professional tax, and for other purposes.

Mr. Ely, reported,

A Bill to provide how fines and forfeitures in criminal cases, shall be received and disposed of, and for other purposes.

Mr. Fain of Gilmer, reported,

A Bill to incorporate the Calhoun and Ellijay Turnpike Company, and to confer certain powers and privileges on the same.

Mr. Smith of Hall, reported,

A Bill to provide for the payment of poor children in the County of Hall.

Mr. Hockenhull presented a Resolution relative to a change in the mail line between Cumming and Dahlonga.

Mr. Tapley, reported,

A Bill to reduce the work on roads in the County of Johnson, and

A Bill to reduce the Sheriffs Bond of the County of Johnson.

Mr. Harrington of Liberty, reported,

A Bill to endow Florence E. Winn, a minor of Liberty County, Georgia, with all the rights and privileges of majority, together with a petition.

Mr. Fortner of Wilcox, presented a Resolution relative

to the establishment of a mail route from Hawkinsville, by the way of Abbeyville, to Irwinnville, &c., &c.

The House took up and agreed to the following Resolution of Mr. Tuggle, to wit :

Resolved, That the House of Representatives will not receive any new business in this House, after the 25th day of this inst., unless two thirds of the members present shall determine otherwise.

On motion of Mr. Sprayberry, the Bill for the pardon of Thomas C Whitworth, of the County of Chattooga, now under sentence of death, for the crime of murder, was taken up out of its order, and read the second time, and ordered to be engrossed.

Mr. Fain of Union, reported,

A Bill for the relief Johnson P Wellborn, of the County of Union.

Mr. Lumsden of Talbot, reported,

A Bill to exempt from Taxation, certain property.

Mr Holden of Taliaferro, reported,

A Bill to provide for the paying of officers, presiding at the polls, in elections, hereafter to be held in Taliaferro County, and for other purposes.

Mr. Dixon of Muscogee, reported,

A Bill to legalize the marriage of John G. McMichael, with Elizabeth Ethridge.

Mr. Price of Pickens offered the following Resolution :

Resolved, by the Senate and House of Representatives, in General Assembly met, That the Senators and Representatives, of this State, in Congress, be required to use their influence to procure a two horse hack line from Elijah, Jasper, Pickens County, to Ball Ground, thence to Canton, Cherokee County, and back to the starting point, twice a week, and that his Excellency the Governor, furnish them with a copy of this Resolution, on its passage.

Mr. Daniel of Jackson, reported,

A Bill for the relief of Joseph White, of the County of Jackson.

Mr. Gibson of Richmond, reported,

A Bill to prevent the killing of game, birds, &c., in Richmond County

Mr. Brinson of Jefferson, reported,

A Bill to authorize the Chairman and Commissioners of the town of Louisville, to tax free persons of color, retailers of spirituous liquors, Billiard Tables, Teupin Allies, Showmen, Itinerant traders, hawkers, pedlers, &c., and to impose an extra tax, upon the citizens of the town, and for other purposes.

Mr. Cook of Early, reported,

A Bill to add an additional section to the first article of the Constitution of this State.

Mr. Hackett of Bibb, reported,

A Bill to exempt negroes employed by contractors in the construction of Rail Roads from liability to work on roads, on certain conditions.

Mr. Lumsden of Talbot, reported,

A Bill to enforce the Road Laws of this State.

Mr. Howell of Milton, reported,

A Bill to discharge William Rogers, of the County of Milton, from the trusteeship of the property of Mrs. Ann C. Lenoir, and her children, and to vest the said trusteeship in John W. Lenoir, the husband of Ann C. Lenoir, and father of said children, and for other purposes.

Mr. Pitts of Macon, reported,

A Bill to add another section to the seventh division of the Penal Code of this State, and for other purposes therein mentioned.

Mr. Hutchins of Polk, reported,

A Bill to extend the time of the Cherokee Volunteers to present their claims, and to authorize the payment of claims for rations and forage, furnished to Capt. Witcher's Company, in 1838.

Mr. Dixon of Muscogee, reported,

A Bill to define and limit the power of municipal corporations of this State, and for other purposes therein mentioned, and

A Bill to reimburse the heirs of William Oliver, for a sum of money by him paid out and expended for the soldiers in the Indian War of 1835, and 1836.

Mr. Anderson of Bibb, reported,

A Bill for the relief of John H. Bartlett, and Lucinda Ellis, of the County of Bibb, and to legalize their marriage.

Mr. Norwood of Troup reported,

A Bill to alter and amend the Charter of the city of West Point, and for other purposes.

Mr. Anderson of Bibb reported,

A Bill to authorize Whitwell Horne, of the County of Bibb, to practice Medicine, and to charge and collect compensation for the same.

Mr. Mitchell of Pike, reported,

A Bill to amend the tax laws of this State, and a bill for the relief of M. C. Goodwyn, of the County of Pike.

Mr. McCombs of Baldwin, reported,

A Bill to appropriate money to build a State Library.

Mr. Horsley of Upson, reported,

A Bill to provide for condensing decisions of the Supreme Courts of Georgia, and to authorize the Judges thereof to pass upon the merits of cases.

A Bill to repeal an Act to prescribe certain rules and

regulations, to be observed by the several Rail Road companies in running Engines upon their respective tracks, and to annex a penalty for the violation of the same, approved January 22nd, 1852, and,

A Bill to authorize the Governor in the name of this State, to endorse the coupon bonds of "the Thomaston and Barnesville Rail Road Company," for the amount, and on the conditions in said act mentioned.

Mr. Henderson of Newton, reported,

A Bill to regulate the payment of the common or poor school fund, for the County of Newton, and to require the Teachers of said County, to be examined by a Committee, appointed by the Inferior Court of said County, and to authorize the Inferior Court of said County to prescribe such qualifications of teachers as they may deem of public interest, and for other purposes.

The House went into a Committee of the Whole, Mr. Fannin of Morgan, in the Chair, on the Bill to appropriate money to defray the expenses of the Pupils of the Georgia Academy for the Blind, and to provide furniture, apparatus and books for said Academy.

After some time spent therein, the Committee and through their Chairman reported the same back to the House without amendment.

The report was agreed to. The bill was read the third time and passed.

The House went into a Committee of the Whole, Mr. Fannin of Morgan in the Chair, on the Bill to organize a Law School, in connection with the University of Georgia, and to provide a Library for the same.

The Judiciary Committee offered as a substitute for the same. A Bill to incorporate the Law School of Joseph H. Lumpkin, Thomas R. R. Cobb, and Wm. H. Hull, in the town of Athens, and for other purposes.

The substitute was adopted. The report thereon was agreed to. The Bill was read the third time, and passed.

The House went into a Committee of the Whole, Mr. Fannin of Morgan in the Chair, on the Bill to appropriate money for the erection of a Turn Pike and Bridge across the Alapaha, near Irwinville, on the Road from Jacksonville, Telfair County, to the town of Albany. After some time spent therein, the Committee rose, and through their Chairman, reported the same back to the House without amendment.

The report was agreed to. The Bill was read the third time, and there being 57 yeas, and 57 nays upon the question of its passage, the Speaker gave the casting vote in the negative, and the Bill was therefore lost.

The House took up the report of the Committee on the

Bill to create and lay off a new Judicial Circuit, to be called Hiwassee Circuit, &c.

Certain amendments were proposed by the mover, and received. The report as amended was agreed to. The Bill was read the third time, and on the question of its passage Mr. Smith of Towns, required the yeas and nays to be recorded.

There were yeas 49. There were nays 67.

Those who voted in the affirmative are Messrs :

Allan,	Henderson of Worth Parks,	
Baugh,	Howell of Milton, Register,	
Broyles,	Hutchins,	Render,
Bruton of Forsyth,	Irwin,	Richards,
Brewton of Tatt-	Johnson,	Screven,
nall,	Jones of Rabun,	Sharpe,
Cock,	Keeling,	Smith of Coffee,
Colvard,	Knowles,	Smith of Hall,
David,	Knox,	Smith of Towns,
Delony,	Lockett,	Sockwell,
Earle,	Mays,	Sprayberry,
Edmondson,	McComb,	Sweat,
Ely,	McDonald of Lump-Tatum,	
Fain of Gilmer,	kin,	West,
Fain of Union,	McDonald of Mur-	Wicker,
Fortner,	ray,	Wofford,
Glass,	McRea,	Young,
Graham,	Nobles,	

Those who voted in the negative are Messrs :

Alexander,	Fannin of Morgan,	Hurst,
Anderson,	Farnell,	Jones of Mitchell,
Barksdale,	Finney,	Kelly,
Blakey,	Gibson of Warren,	Key,
Brantley,	Goodman,	Lester,
Brinson,	Green of Cobb,	Lofton,
Brown of Houston,	Grovensteine,	Lumsden,
Cason,	Harper of Henry,	Martin,
Clark of Elbert,	Henderson of New-	McCrairy,
Clark of Monroe,	ton,	McEver,
Coleman,	Herrington,	McGar,
Conley,	Hicks,	McLendon,
Cook,	Hogans,	McWhorter,
Daniel,	Holland,	Mintz,
DeLamar,	Holloman,	Mitchell,
Dixon,	Hopkins,	Morris,
Eberhart,	Horsley,	Mullens,
Ector,	Howell of Lowndes,	Norwood,

Perry,	Selman,	Vaughn,
Pilcher,	Smith of Twiggs,	Ware,
Pitts,	Stewart,	Whaley,
Prescott,	Strickland,	Whittle,
Price,	Tapley,	Williams of Clinch,
Ragsdale,	Terrell,	Wilson,
Reeder,	Tuggle,	

So the Bill was lost.

The House took up the report of the Committee on the Bill to change the times of holding certain elections.

The Judiciary Committee reported as a substitute therefor, a Bill to alter and amend the 3rd Section of the 1st Article, and the 2nd Section of the 2nd Article of the Constitution of this State, &c.

The substitute was adopted. The report thereon was agreed to. The Bill was read the third time, and a vote of two thirds being necessary to its passage, the yeas and nays were recorded on the same.

There are yeas 124. There are nays 4.

Those who voted in the affirmative are Messrs :

Alexander,	Edmondson,	Hurst,
Allan,	Ely,	Hutchins,
Anderson,	Fain of Gordon,	Irwin,
Barksdale,	Fain of Union,	Johnson,
Baugh,	Fannin of Morgan,	Jones of Mitchell
Blakey,	Fleming,	Jones of Rabun,
Bivins,	Finney,	Keeling,
Brantley,	Fortner,	Kelly,
Brinson,	Glass,	Key,
Brown of Houston,	Gibson of Warren,	Knowles,
Brown of Sumter,	Goodman,	Knox,
Broyles,	Green of Cobb,	Lester,
Clark of Elbert,	Harper of Henry,	Lockett,
Clark of Monroe,	Heath,	Lofton,
Cock,	Henderson of New-	Lumsden,
Colvard,	ton,	Martin,
Coleman,	Henderson of Worth,	Mays,
Conley,	Herrington,	McComb,
Cullens,	Hicks,	McCrairy,
Daniel,	Hockenhull,	McDonald of Lump-
David,	Hogans,	kin,
DeLamar,	Holden,	McDonald of Mur-
Delony,	Holland,	ray,
Dixon,	Holloman,	McEver,
Earle,	Hepkins,	McGar,
Eberhart,	Howell of Lowndes,	McLendon,
Ector,	Howell of Milton,	McRea,

McWhorter,	Richards,	Thrasher,
Mitchell,	Rosier,	Tuggle,
Morris,	Screven,	Underwood,
Mullens,	Selman,	Vaughn,
Nobles,	Smith of Coffee,	Ware,
Parks,	Smith of Hall,	West,
Patton,	Smith of Towns,	Whaley,
Perry,	Smith of Twiggs,	Whittle,
Pilcher,	Sockwell,	Wicker,
Pitts,	Sprayberry,	Williams of Clinch,
Prescott,	Stewart,	Wilson,
Price,	Strickland,	Wofford,
Ragsdale,	Sweat,	Worley,
Register,	Tapley,	Young,
Reeder,	Tatum,	
Render,	Terrell,	

Those who voted in the negative are Messrs :

Bruton of Forsyth, Fain of of Gilmer, Mintz,
Brewton of Tattnall,

So the Bill was passed.

On motion of Mr. Lester, the Senate Resolution relative to the appointment of a Joint Committee, to consider and report the propriety of establishing an Armory in this State, for the manufacture of Arms, &c., was taken up and concurred in. The Speaker appointed on the part of the House, Messrs. Lester, Ely, Brown of Sumter, Hardin, and McWhorter.

The House took up the report of the Committee, on the Bill to prescribe the number of continuances to be granted in civil cases, in the Superior Courts of this State, and to regulate the granting of the same, and for other purposes.

The same was amended, and on motion indefinitely postponed.

The following message was received from the Senate by Mr. West, their Secretary.

Mr. Speaker : I am instructed by the Senate forthwith to inform the House of Representatives, that they have passed by a constitutional majority, over the Veto of his Excellency the Governor, "An Act for the relief of Amy Clark, from certain disabilities therein mentioned,"

They have also passed a Bill to be entitled "an Act to extend the Charter of the Planters Bank of the State of Georgia, and for other purposes therein named.

And have agreed to a Resolution appointing a Committee of three to join a Committee of the House of Representatives, to take into consideration the propriety and necessity of establishing in this State an Armory, for the man-

ufacture of Ordnance, in which they ask the concurrence of the House.

Mr. David, from the Committee on Enrollment, reported as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, a Resolution in relation to the purchase of fire-arms.

Also, a Resolution relative to the Branch Mint at Dahlenega.

The House went into a Committee of the Whole, Mr. McWhorter in the Chair, on the Bill for the relief of the Union Branch Rail Road Company, and for other purposes.

After some time spent therein, the committee rose, and through their Chairman reported the same back to the House without amendment.

The report was agreed to. Pending discussion on the same, House adjourned until 3 ½ o'clock P. M.

3½ O'CLOCK P. M.

The House met pursuant to adjournment.

Leave of absence was granted to Messrs. Lumpkin of Clarke, Greene of Houston, and Joyner of Miller, for a few days on special business.

The unfinished business of the morning was resumed: to-wit: the question as to the passage of the Bill for the relief of the Union Branch Rail Road Company, and for other purposes. The Bill was lost.

The following message was received from the Senate by Mr. West, their Secretary.

Mr. Speaker: The Senate have passed a Bill of the House of Representatives, to be entitled an Act, to authorize the administrators of William Q. Anderson, dec'd., and Thomas Favor, dec'd., to sell the real estate belonging to said estates, and for other purposes, with amendments, in which they ask the concurrence of the House.

The Senate have appointed Messrs. Hutchins, Holt, and Cone, as a Committee on the part of the Senate, to join the Committee appointed by the House to take into consideration the propriety of establishing an Armory in this State.

The House on motion took up and concurred in the Senate amendments to the Bill of the House, relative to the administrators of Wm. Q. Anderson, deceased, and Thomas Favor, deceased.

The House took up the report of the Committee on the

Bill to change the line between the counties of Coweta and Heard. The same was amended.

The report as amended was agreed to. The Bill was read the third time and passed.

The House took up the report of the committee on the Bill to change the line between the counties of Thomas and Mitchell, so as to include the residence of E. H. Taylor, of the county of Thomas, within the county of Mitchell.

The report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the Bill to alter and change the County lines between the counties of Glasscock, and Warren ; and to change the residence of Richard H. Clark, from the county of Glasscock, to the county of Warren, and for other purposes.

The same was amended. The report as amended was agreed to. The Bill was read the third time, and passed.

The House took up the report of the Committee on the Bill to add a Section to an act incorporating the town of Athens, in the County of Clarke. The same was amended.

The report as amended was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the Bill to add a part of the county of Gilmer to the county of Fannin, and for other purposes therein mentioned. The same was amended.

The report was agreed to as amended. The Bill was read the third time and passed.

The House took up the report of the Committee on the Bill to incorporate the town of Quitman in Brooks county, and for other purposes.

The report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the Bill to change the lines between the counties of Warren, and Glasscock, so as to include the residences of certain persons in the county of Warren.

The report was agreed to. The Bill was read the third time and passed.

The Senate Bill for the relief of Amy Clark from certain disabilities therein mentioned, which failed to receive the Executive sanction and which had been passed over the veto by a constitutional majority was, on motion of Mr. Terrell of Decatur, taken up out of its order. The yeas and nays were recorded on the passage of the same.

There were yeas 76. There were nays 24.

Those who voted in the affirmative are Messrs :

Alexander,	Greene of Cobb,	Mullens
Allan,	Grovensteine,	Nobles
Anderson,	Harper of Henry,	Norwood,
Baugh,	Harris,	Patton,
Blakey,	Heath,	Perry,
Bivins,	Henderson of Newn,	Pileher,
Brantley,	Herrington,	Pitts,
Brinson,	Hogans	Prescott,
Brown of Sumter,	Holloman	Price
Bruton of Forsyth,	Hopkins,	Render,
Brewton of Tattnall,	Horsley	Richards,
Cason,	Howell of Lowndes,	Screven,
Clarke of Monroe,	Howell of Milton,	Selman,
Cock,	Hurst,	Sharpe,
Colvard	Hutchins,	Smith of Coffee
Coleman,	Johnson,	Smith of Towns,
Conley,	Jones of Mitchell,	Smith of Twiggs,
Cullens	Keeling,	Sockwell,
Daniel,	Kelly,	Stewart,
David,	Key,	Strickland,
Delony,	Knowles,	Sweat,
Dixon,	Knox,	Tatum,
Ector,	McComb,	Terrell,
Edmondson,	McCrairy,	Thrasher,
Ely,	McDonald of Lump-	Underwood,
Fain of Gordon,	kin,	Ware,
Fammin of Morgan,	McDonald of Mur-	Whaley,
Fammin of Troup,	ray,	Whittle,
Farnell,	McGar,	Wicker,
Finney,	McLendon,	Williams of Clinch,
Glass,	McWhorter,	Wilson,
Gibson of Warren,	Mitchell,	Wofford,
Graham,	Morris,	Young.

Those who voted in the negative, are Messrs :

Broyles	Goodman,	McEver
Cook,	Hicks,	Ragsdale,
DeLamar,	Hockenhull,	Register,
Earle,	Holland	Smith of Hall,
Eberhart,	Jones of Rabun	Tuggle,
Fain of Gilmer	Lester,	Vaughn,
Fain of Union,	Martin,	West
Fleming,	Mays,	Worley

The Bill received a constitutional vote, and was therefore passed over the Executive veto.

Mr. Williams of Muscogee, reported the following Bills, which were read the first time ; to-wit :

A Bill to compensate James Hamilton, for services rendered this State, as Commissioner and Surveyor, in 1856, and,

A Bill for the relief of Wm. Rankin, of the county of Muscogee.

Mr. Horsely reported,

A Bill to provide for the issuing of summary and compulsory process for witnesses in all criminal causes in this State, upon the conditions therein named.

Mr. Lester of Cobb, offered the following Resolution, which was taken up, read and adopted; to wit:

Whereas, a Resolution, alleging that the Hon. Robert V Hardeman, now Judge of the Superior Courts of the Ocmulgee Judicial Circuit, is laboring under an affliction of Providence, which renders him physically and mentally incompetent to discharge the duties of his office, and asking an address to the Governor for his removal from office, has been referred to the Committee on the Judiciary.

And whereas, the subject is one of seriousness and importance, and ought to be proceeded in, with due form and solemnity. Be it therefore,

Resolved, That the said Committee on the Judiciary, have full power to send for persons and papers, and swear and examine witnesses, in relation to the subject matter of said resolution, in order that a full and proper report may be made in the premises.

On motion of Mr. West of White, the House adjourned until 9 ½ o'clock A. M., to-morrow.

SATURDAY, November 26, 1859.

The House met pursuant to adjournment.

Mr. Young, of Irwin, moved to re-consider so much of the Journal of yesterday as relates to the rejection of the bill to appropriate money for the erection of a Turnpike, across the Alapaka, near Irwinville, on the road from Jacksonville, Telfair county, to the town of Albany.

Upon this motion,

Mr. Young required the yeas and nays to be recorded.

There are yeas 47 There are nays 60.

Those who voted in the affirmative are Messrs.

Baugh,	Harris,	Richards,
Bruton of Forsyth,	Henderson of Worth,	Screven,
Brewton of Tattnall,	Hockenhull,	Sharpe,
Cason,	Keeling,	Smith of Coffee,
Cock,	Knowles,	Smith of Towns,
Delamar,	Knox,	Sweat,
Edmondson,	Lester,	Tapley,
Ely,	McComb,	Tatum,
Fain of Gilmer,	McGar,	Thrasher,
Fain, of Gordon,	McRea,	Williams of Clinch,
Fain of Union,	Nobles,	Williams of Masco-
Farnell,	Perry,	gee,
Fortner,	Prescott,	Wilson,
Gay,	Price,	Wofford,
Glass,	Ragsdale,	Young,
Graham,	Register,	

Those who voted in the negative, are Messrs.

Alexander,	Goodman,	McDonald of Mur-
Allan,	Green of Cobb,	ray,
Anderson,	Grovensteine,	McEver,
Barksdale,	Harper of Henry,	McLendon,
Blakey,	Heath,	McWhorter,
Bivins,	Henderson of New-	Mintz,
Brantley,	ton,	Mitchell,
Brown of Houston,	Herrington,	Norwood,
Brown of Sumter,	Hicks,	Parks,
Broyles,	Hogans,	Pilcher,
Causey,	Holden,	Pitts,
Clark of Monroe,	Holland,	Reeder,
Colvard,	Holloman,	Render,
Coleman,	Hopkins,	Rozier,
Couley,	Horsley,	Smith of Hall,
Cook,	Hurst,	Smith of Twiggs,
Cullens,	Hutchins,	Sockwell
Daniel,	Johnson,	Sprayberry,
David,	Jones, of Mitchell,	Stewart,
Delouy,	Jones of Rabun,	Strickland,
Dixon,	Kelly,	Tuggle,
Earle,	Key,	Underwood,
Eberhart,	Lockett,	Ware,
Echols,	Lofton,	Whaley,
Ector,	Lumsden,	Whittle,
Fannin of Morgan,	Martin,	Wicker,
Fannin of Troup,	McCrairy,	Worley.
Fleming,	McDonald of Lun-	
Finney,	kin,	

So the motion did not prevail.

On motion of Mr. Smith, of Towns, so much of the Journal of yesterday was re-considered, as relates to the rejection of a bill to create and lay out a new Judicial Circuit, to be called Hiawassee Circuit, &c.

Mr. Ector reported a bill to change the line between the counties of Talbot and Meriwether, which was read the first time.

The bill to lend the Bonds of the State to Mark A. Cooper, which was the special order for to-day, was,

On motion of Mr. Harris, of Glynn, laid on the table, subject to the call of the mover, Mr. Lewis, of Hancock.

Mr. Tatum, with unanimous consent, withdrew from the further consideration of the House, a bill to alter and amend the 3rd and 7th Sections of the 1st Article of the Constitution.

Mr. Price, of Pickens, with the unanimous consent of the House, withdrew a bill to alter and amend an act to alter and amend the 12th Section of the 1st Article of the Constitution of this State, approved Dec. 21st, 1857, so as to make the election of members of the General Assembly annual.

On motion of Mr. Delony, two hundred copies each, of the evidence in the case of Thomas C. Whitworth, and John Fundy, were ordered to be printed for the use of the House.

The House took up the report of the committee on the bill to alter and amend the 35th Section of the 14th Division of the Penal Code.

The report was agreed to, the bill was read the third time and passed.

The House went into Committee of the Whole, Mr. McWhorter in the Chair, on the bill to compensate Dr. William Z. Cock, of the county of Early.

The Finance committee proposed an amendment which was received.

The committee then rose and reported the same back to the House, with the amendment.

The report was agreed to, the bill was read the third time and lost.

Mr. David, from the committee of enrollment, reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives.

A resolution returning the thanks of the General Assembly to the Rev. S. H. Higgins, D. D., for his very appropriate, impressive and eloquent discourse, on "Thanksgiving Day," and to solicit the same for publication, &c.

The following message was received from the Senate, by Mr. Pringle, their Secretary *pro tem*.

M. Speaker: The Senate has granted leave of absence to Mr. West, their Secretary, for a few days, and have appointed James A. Pringle, Esq., their Secretary *pro tem*.

They have also passed a bill to be entitled an act to make valid all letters of Administration heretofore granted by the Courts of Ordinary of this State, where written notice of such application has not been given at the Court House door, of such county, as required by law.

Also a bill to be entitled an act to change the time of holding the general elections in the State, and for other purposes.

The House took up the report of the committee on the bills relative to imprisonment for debt.

The committee on the Judiciary reported as a substitute for the various bills on this subject, a bill to alter and amend an act entitled an act to abolish imprisonment for debt, on certain conditions. &c., assented to, Dec. 11th, 1858.

The same was adopted, the report thereon agreed to.

The bill was read the third time, and on the question of its passage, the yeas and nays were required to be recorded.

There are yeas 113, there are nays 15.

Those who voted in the affirmative are Messrs :

Alexander,	Dixon,	Herrington,
Allan,	Earle,	Hockenhull,
Anderson.	Eberhart,	Hogans
Barksdale,	Echols,	Holden,
Baugh,	Ector,	Holland
Blakey,	Edmondson,	Hopkins,
Bivins,	Ely,	Horsley,
Brantley,	Fain of Gordon,	Howell of Lowndes,
Brinson,	Fannin of Troup,	Howell of Milton,
Brown of Houston,	Fleming,	Hurst,
Brown of Sumter,	Finney,	Hutchins,
Bruton of Forsyth,	Fortner,	Irwin,
Brewton of Tatt-	Gay,	Jones of Mitchell,
nall,	Glass,	Jones of Rabun,
Cason,	Gibson of Rich-	Keeling
Causey,	mond,	Kelly,
Colvard	Gibson of Warren,	Key,
Coleman,	Goodman,	Knowles,
Conley,	Graham,	Knox,
Cook,	Green of Cobb,	Lester,
Cullens,	Grovenstein,	Lockett
Daniel,	Harper of Henry,	Lofton,
David,	Harris,	Lunsden,
DeLamar,	Heath,	Martin,
Delony,	Henderson of W'rtb,	Mays,

McComb,	Ragsdale,	Thrasher,
McCrary,	Register,	Tuggle,
McLendon,	Reeder,	Underwood
McRea,	Render,	Vaughn,
McWhorter,	Rozier,	Ware,
Mitchell,	Screven	West,
Nobles,	Smith of Coffee,	Whaley
Norwood,	Smith of Twiggs,	Whittle
Parks,	Sockwell,	Williams of Clinch,
Patton,	Sprayberry,	Williams of Musco-
Perry,	Stewart,	gee,
Pitts,	Strickland,	Wilson,
Prescott,	Tapley,	Worley,
Price,	Terrell,	

Those who voted in the negative are Messrs :

Broyles	Johnson,	Pilcher,
Fain of Gilmer,	McDonald of Lump-Richards,	
Fain of Union,	kin,	Smith of Towns,
Fannin of Morgan,	McDonald of Mur-	Tatum,
Farnell,	ray,	
Henderson of New-McEver,		
ton,	Mintz,	

So the substitute was passed.

The following minority report of the Judiciary committee was read and ordered to be placed upon the Journals, to wit :

The majority committee, to whom was referred the bill to amend an act entitled an act to abolish imprisonment for debt, on certain conditions therein set forth, assented to, Dec. 11, 1858, having reported in favor of the passage of the same, and the minority committee having the same under consideration, beg leave to dissent from said report, and submit the following reasons :

First ; The Constitution provides, that the person of a debtor, when there is not a strong presumption of fraud, shall not be detained in prison, after delivering, *bona fide*, all his estate real and personal, for the use of his creditors, in such manner as shall be hereafter regulated ; the minority committee would therefore most respectfully submit, that if it is consistent with the received opinion and practice of the profession, in criminal cases, much less in civil cases, to presume that a person is guilty of fraud until it is made to appear by evidence, yet in the case under consideration, the majority committee would assume fraud without any evidence being submitted to induce that conclusion, when the Constitution expressly declares no person shall be de-

tained in prison without a strong presumption of fraud.—Your committee would therefore insist that a strong presumption of fraud can only be made manifest by affidavit of the party rebutting the received idea of innocence, until the contrary appears. The majority committee recommend the repeal of so much of the present law, as requires a plaintiff to swear that he believes the defendant has property, other than that exempt by law, and shall particularly describe said property. The minority committee do hold that an imputation of fraud cannot be implied, but must be proven, and that proof of it cannot be made, unless it be by evidence of fraud, in secreting or withholding some particular article, or articles, (not exempt,) from levy and sale, nor do we believe a strong presumption of fraud can exist, unless it is made to attach to some particular article or articles of property that are subject to levy and sale. The minority committee for these reasons would therefore dissent from the report of the majority and recommend that the bill do not pass.

J. S. FAIN,	}	<i>Minority Committee</i>
C. E. BROYLES,		
J. S. FANNIN,		

The bill to authorize the removal of Trustees, and for other purposes, and the bill to amend the 6th Article and 1st section of an act passed the 27th of December, 1845, were, on motion, indefinitely postponed.

The House took up the report of the committee on the bill to compel Trusees in certain cases thererin mentioned to make annual returns to the Ordinaries of the several counties in this State.

The report was agreed to, the bill was read the third time and lost.

The House went into Committee of the Whole, Mr. Mintz, of Jackson in the Chair, on the bill to incorporate Trenton Academy, to appropriate money for the same, and for other purposes. After some time spent therein, the committee rose, and through their Chairman reported the same back to the House, without amendment.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal an act entitled an act to regulate testimony of Attorneys at Law.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to facilitate the taking of cases to the Supreme Court, by Executors, Administrators, Guardians, &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the county lines between the counties of Ware, Pierce and Coffee.

The same was, on motion of the mover, amended, by striking out the last section thereof.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act entitled an act to amend the Rent Laws of this State, approved December 24, 1827, and

Also an act entitled an act to protect the owners of lands or tenements against intruders, and to provide a remedy for land owners in certain cases. Approved Feb. 14, 1854.

The report was agreed to, the bill was read the third time and passed.

The House went into Committee of the Whole, Mr. McWhorter in the Chair, on the bill for the relief of Arthur Haire, of the county of Cass.

After some time spent therein, the committee rose, and through their Chairman reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the 2nd Section of an act, approved January 21st, 1852, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

On motion of Mr. Delony, the bill to facilitate the rendition of fugitives from justice, was referred to the Judiciary committee.

The House went into Committee of the Whole, Mr. McWhorter in the Chair, on the bill for the relief of Francis Daniel, Sheriff of the county of Dade.

The committee reported the same back to the House without amendment.

The report was agreed to, when,

On motion of Mr. Lester, the bill was referred to the committee on Finance.

The House took up the report of the committee on the bill to protect the possession of lands in the county of Charlton, &c.

The report was agreed to, the bill was read the third time and passed.

Mr. David, of the committee on enrollment, reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, an act for the relief of Amy Clark from certain disabilities therein mentioned, which was passed over

the veto of His Excellency the Governor, by a Constitutional majority

Mr. David, from the committee on enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following act:

An act to authorize the Administrators of William Q. Anderson, deceased, and of Thomas Faver, deceased, to sell the real estate of said deceased, and for other purposes.

On motion of Mr. Sprayberry, the bill for the relief of William P. Redwine, of the county of Fayette, which failed to receive the Executive sanction, was taken up.

Upon the question of its passage, the yeas and nays were recorded.

There yeas, 102. There are nays, 23.

Those who voted in the affirmative are Messrs.

Alexander,	Henderson of New-Nobles,	
Allan,	ton,	Norwood,
Baugh,	Henderson of Worth	Parks,
Blakley,	Herrington,	Patrick,
Bivins,	Hicks.	Perry,
Brantley,	Hogans,	Pilcher,
Brinson,	Holden,	Pitts,
Brown of Houston,	Holloman,	Prescott,
Brewton of Tatt-	Hopkins,	Price,
nall,	Horsley,	Ragsdale,
Cason,	Howell of Lowndes,	Register,
Causey,	Howell of Milton,	Reeder,
Cock,	Hurst,	Render,
Coleman,	Hutchins,	Richards,
Cullens,	Johnson,	Screven,
Daniel,	Jones of Mitchell,	Sharpe,
DeLamar,	Jones of Rabun,	Smith of Coffee,
Delony,	Keeling,	Smith of Hall,
Ector,	Kelly,	Smith of Towns,
Edmondson,	Key,	Smith of Twiggs,
Fain of Gilmer,	Knowles,	Sockwell,
Fain of Gordon,	Knox,	Sprayberry,
Fannin of Troup,	Lumsden,	Stewart
Farnell,	McComb,	Strickland,
Fortner,	McCrairy,	Sweat,
Gay,	McDonald of Lump-	Tapley,
Glass,	kin,	Tatum,
Gibson of Rich-	McDonald of Mur-	Terrell,
mond,	ray,	Thrasher,
Gibson of Warren,	McEver,	Underwood,
Goodman,	McGar,	Whaley,
Graham,	McRea,	Williams of Clinch,
Green of Cobb,	McWhorter,	Williams of Mus'gee
Grovenstein,	Mintz,	Wilson,
Hardin,	Mitchell,	Wofford,
Harper, of Henry,	Morris,	

Those who voted in the negative are Messrs.

Anderson,	Fain of Union,	Lofton,
Brown of Sumter,	Fannin of Morgan,	Martin,
Broyles,	Fleming,	Mays,
Bruton of Forsyth,	Finney,	McLendon,
Clarke of Monroe.	Hockenhull,	Rozier,
Colvard,	Holland,	Vanover,
Cook,	Irwin,	Ware,
Dixon,	Lester,	Whittle
Earle,	Lockett,	Wicker,
Eberhart,		Worley,

So the same received a Constitutional vote and was there fore passed over the Executive Veto.

On motion of Mr. Gibson, of Richmond, the Clerk was directed to transmit the bill, and accompanying evidence, to the Senate without delay.

The bill to prevent the marriage of cousins, and

The bill to change the name of James Mercer, &c., were indefinitely postponed.

On motion of Mr. Delony, the bill to alter and amend an act pointing out the mode of collecting á certain description of debts therein mentioned, approved Dec. 19, 1818, and to extend the provisions of the same to embrace corporations, was referred to the Judiciary committee.

The House took up the report of the committee on the bill to prevent the burning of the woods, in the county of Echols, at certain seasons of the year, and for other purposes.

The same was amended by extending its provisions to the county of Clinch.

The report as amended was agreed to, the bill was read the third time and passed.

On motion of Mr. Fannin, of Morgan, leave of absence for a few days was granted James A. Diamond, Clerk of the House, and George Hillyer, Esq., appointed Clerk pro tem, during the absence of the principal.

The House took up the report of the committee on the bill to change the line between the counties of Dawson and Lumpkin, so as to include the residence of James Rice, in the county of Dawson.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to prevent itinerant trading in this State, by levying a tax, &c.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Sterling S. Jenkins.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the act of the 11th Dec. 1858, in relation to Insurance Companies and Express Companies, doing business in the State.

The report was agreed to, the bill was read the third time and lost.

The bill to define certain duties of the several Rail Road Agencies in this State, and for other purposes therein named, and

A bill to protect landlords in the possession of their lands, and for other purposes, were referred to the Judiciary committee.

The following bills were indefinitely postponed, to wit :

A bill for the relief of Wm. Middleton, of McIntosh county.

A bill to amend the law in relation to Jury fees.

The House took up the report of the committee on the bill to compel all persons owning lands in this State, to return and pay tax for the same, in the county where the land lies.

Mr. Strickland, of Madison, moved the indefinite postponement of the same.

Upon this proposition, Mr. Price of Pickens required the yeas and nays to be recorded.

There are yeas 71. There are nays 62.

Those who voted in the affirmative are Messrs.

Allan,	Gibson of Warren,	Martin,
Anderson,	Goodman,	McComb,
Blakey;	Green of Cobb,	McCrairy,
Bivins,	Grovensteine,	Mitchell,
Brantley,	Harper of Henry,	McLendon,
Brinson	Herrington,	McWhorter,
Brown of Houston,	Hicks,	Mintz,
Brown of Sumter,	Holden,	Norwood,
Brewton of Tatnall,	Holland,	Pilcher,
Causey,	Holloman,	Pitts,
Clark of Monroe,	Hopkins,	Prescott,
Coleman,	Horsley,	Ragsdale,
Daniel,	Hurst,	Reeder,
Delony,	Hutchins,	Render,
Dixon,	Irwin,	Richards,
Eberhart,	Kelly,	Rozier,
Ector,	Key,	Screven
Fannin of Morgan,	Knowles	Smith of Hall,
Fannin of Troup,	Lockett,	Smith of Twiggs,
Finney,	Lofton,	Stewart
Gibson of Richm'nd,	Lumsden,	Strickland,

Thrasher,	Ware,	Wicker,
Tuggle,	Whaley,	Williams of Musco-
Underwood,	Whittle.	gee,

Those who voted in the negative are Messrs.

Alexander,	Hardin,	Morris,
Baugh,	Harris,	Nobles,
Broyles	Heath,	Parks,
Bruton of Forsyth,	Henderson of Worth	Patton,
Cason,	Hockenhull,	Perry,
Cock,	Hogans	Price
Colvard,	Howell of Lowndes,	Register,
Cullens,	Howell of Milton,	Sharpe,
David,	Johnson,	Smith of Coffee,
DeLamar,	Jones of Mitchell,	Smith of Towns,
Earle,	Jones oi Rabun,	Sockwell,
Edmondson,	Keeling	Sprayberry,
Ely,	Knox	Sweat,
Fain of Gilmer,	Lester,	Tapley,
Fain of Goron,	Mays,	Tatum,
Fain of Union,	McDonald of Lump-	Terrell,
Farnell,	kin,	West,
Fleming,	McDonald of Mur-	Williams of Clinch,
Fortner	ray,	Wofford,
Gay,	McEver,	Woriey
Glass,	McGar,	Young.
Graham,	McRea,	

So the bill was indefinitely postponed.

Leave of absence was granted to Mr. Kelly, of Glascock, for a few days on special business.

On motion of Mr. Brown, of Sumter, Mr. Anderson, of Bibb was added to the Judiciary committee.

The House adjourned until 9½ c'clock, A. M., Monday.

MONDAY, NOVEMBER 28th, 1859.

The House met pursuant to adjournment.

On motion of Mr. Cook, of Early, so much of the Journal of Saturday as relates to the rejection of the bill to compensate Dr. William Z. Cock, of the county of Early, was reconsidered.

On motion of Mr. Smith of Towns, so much of the Journal of Saturday was reconsidered as relates to the rejection of the bill to amend the act of the 11th, Dec. 1858, in rela-

tion to Insurance and Express Companies doing business in this State.

Mr. Price, of Pickens moved to reconsider so much of the Journal of Saturday as relates to the rejection of the bill, to compel all persons owning lands in this State, to return and pay tax for the same in the county, where said land lies.

The motion was lost.

Leave of absence was granted Messrs. Barksdale and Clark of Monroe, for a few days on special business; and to Messrs. Cullens of Clay, and Delony of Clark, on account of sickness in their families.

The following message was received from His Excellency the Governor, by Mr. Waters his Secretary, to wit:

Mr. Speaker :—I am directed by His Excellency the Governor, to transmit to this branch of the General Assembly a communication in writing.

On motion of Mr. Hartridge the same was taken up and read, to wit:

EXECUTIVE DEPARTMENT,
MILLEDGEVILLE, GA., Nov. 28th, 1859.

To the General Assembly:

A joint resolution of the Legislature, authorizing and requesting the Governor to purchase a sufficient number of fire arms of the latest and most approved style for the perfect equipment of all the volunteer companies within the State, now formed or which may be organized within the next twelve months, has received my assent. I now beg leave to call the attention of the General Assembly to the fact, that no appropriation has been made for the purpose mentioned in the resolution, and that I am without the means to carry it into effect.

There are at present no arms in either of the State Arsenals fit for use: and a considerable number of gallant young Companies, lately organized are without arms. The quota furnished the State by the General Government is not sufficient to arm half the companies which are annually formed, and several companies have lately disbanded on account of their failure to get arms. My opinion, is that it will cost from \$75,000 to \$100,000 to purchase arms of the most approved style, sufficient to supply all the volunteer corps now in existence, and all which will be organized within twelve months; as a large number of new Companies will be organized so soon as it is known that provision has been made by the State to supply the necessary arms. As the General Assembly has imposed upon me the duty of supplying the

arms, I respectfully request an appropriation of the sum necessary to enable me to carry into effect their resolution.

I also beg leave again to call the attention of the General Assembly to the great importance of establishing in our own State a foundry for the manufacture of arms and munitions of war. We have the necessary material in great abundance, and our financial condition is such, that the people of the State would not feel the cost. We know not how soon we may be called upon to defend our institutions and our fire-sides against the assaults of unnatural enemies. Is it not the part of wisdom, therefore, to prepare for the worst, while we hope for the best? It may be proper to purchase from the foundries of other States, such supplies of arms as our present necessities require, but it certainly could not be wise for us to do so in future, as we should not expend large sums of money out of the State for such supplies as can be as well made within the State.

JOSEPH E. BROWN.

The same was on motion of Mr. Williams, of Muscogee, referred to the committee on Military affairs.

On motion of Mr. Prescott, of Scriven, the rules were suspended, and the Senate bill to authorize the Administrators of the estate of James Young, Sr., to sell the property of said estate, and to make titles for the same, was read the second time, and ordered to be engrossed.

The following bills were reported and read the first time, to wit :

Mr. Anderson, of Bibb, reported,

A bill to amend the rent laws of this State, and to render certain property first liable to pay debts due for rent, and for other purposes.

Mr. Green, of Cobb, reported,

A bill to incorporate the Marietta Paper Mill Company, and for other purposes.

And the following resolution to wit :

A resolution providing for the distribution of the Acts and Journals of the present General Assembly to the members thereof, &c.

Mr. Tatum, of Dade reported,

A bill to appropriate one million of dollars for the purpose of building a new State House, for the State of Georgia, and for other purposes.

A bill to alter and amend an act, entitled an act to alter and amend the 15th section of the 14th division of the Penal Code, approved March 5th, 1856.

And a resolution authorizing the Governor to furnish the

Clerk of the Superior Court of the county of Dade, the first eight volumes of the Supreme Court reports.

Mr. Lester of Cobb, reported,

A bill to apportion the Representatives among the several counties of this State according to the requirements of the Constitution. And,

A bill to incorporate the town of Powder Springs, and the Powder Springs High School, in the county of Cobb, and for other purposes.

Mr. Smith, of Hall, reported,

A bill to encourage Railroad enterprises in this State.

Mr. Ragsdale, reported,

A bill for the relief of Charles Whitlock, of DeKalb county.

The following Message was received from the Senate by Mr. Pringle their Secretary, *pro tem*.

Mr. Speaker :—The Senate have passed the following bills to wit :

A bill to be entitled an act, to constitute and declare Margaret Marshall Barclay, the adopted daughter of Mary M. Marshall, of the county of Chatham, the heir of the said Mary M. Marshall, and to enable her to inherit the property of the said Mary M. Marshall, and for other purposes.

Also, a bill to be entitled an act, to authorize the construction of a Rail Road from Barnesville, in the county of Pike to the city of Brunswick in the county of Glynn, and any other seaport on the Atlantic coast of this State, and also to amend the charter of the Georgia Western Railroad company, and for other purposes therein mentioned.

Also, a bill to be entitled an act, to amend the Judiciary act of this State, and to direct the manner of making Trustees parties, plaintiffs or defendants in all suits or actions, now pending, or that may hereafter exist in the several courts of this State.

Also, a bill to be entitled an act, to alter and change and define the line between Early and Clay counties.

Also, to change the line between Henry and Clayton counties.

Also a bill to be entitled an act to incorporate the Polk State Quarry Railroad Company, and for other purposes.

Also a bill to be entitled an act to incorporate a Bank to be located in the city of Rome, to be called the Bank of Rome, and to amend the Charter of the Timber Cutters Bank.

They have also, passed the following bill of the House of Representatives.

A bill to be entitled an act, to relieve certain persons in McIntosh county from jury duty.

They have also agreed to a Resolution,

That his Excellency the Governor be requested to furnish the usual law books to all the newly created militia districts of this State, which have not been already provided with the same.

Also, a resolution, that the Military Committee of the Senate and House of Representatives be made a Joint Committee.

Also, a resolution appointing a committee of five to join a like committee of the House of Representatives to examine into the condition of the business of the Houses and to report the best means of facilitating the business, so as to complete the same by the 10th December, and ask the concurrence of the House in the same.

On motion of Mr. Williams, so much of the foregoing message as relates to the resolution, making the committee of the Senate and House of Representatives on military affairs a Joint Committee, was taken up and the resolution concurred in.

Mr. Anderson of Bibb, reported,

A bill to incorporate the South Western Magnetic Telegraph Company, and for other purposes.

Mr. Hockenull, reported,

A bill to allow the Inferior court of Dawson county to levy an extra tax.

Mr. Lewis, of Hancock, reported,

A bill to amend an act approved 4th of March, 1856, incorporating the Bank of Sparta, to confer certain privileges upon the corporations therein named, and to provide for the construction of a Railroad from Sparta to Tennille or any other point on the Central Railroad.

A bill the more effectually to enforce the act approved 10th Dec., 1803, in relation to slaves transacting business for themselves, and for other purposes.

And a resolution authorizing the Governor to have a monument erected to the memory of General James Oglethorpe.

Mr. Brantley, of Hancock, reported,

A bill to incorporate Culverton Academy in the county of Hancock.

Mr. Alexander, of Floyd, reported,

A bill to appropriate five thousand dollars, to improve the navigation of the Oostanaula River.

Mr. McWhorter, of Greene, reported,

A bill to appropriate money to complete the repairs at the Penitentiary, to fix the Salaries of Overseers in said institution and for other purposes. And,

A bill to incorporate the "Union Male and Female Academy, in the county of Greene.

Mr. Henderson, of Henry, reported,

A bill to incorporate and endow a Medical College in the city of Griffin to be called the Middle Georgia Medical College.

Mr. Pitts, of Macon, reported,

A bill to authorize the Ordinary of Marion County, to pay over to E. H. Winn, his account for teaching poor children for 1853.

Mr. Bivins, reported,

A bill to create a new county from the counties of Marion and Taylor.

Mr. Dixon, of Muscogee, reported,

A bill to authorize the Inferior Court of Muscogee county to levy an extra tax for the purposes therein mentioned.

Mr. Ector, of Merriwether, reported,

A bill for the creation of School Superintendent; to define the duties of said officer, and for other purposes.

Mr. Ely, of Dougherty, reported,

A bill to provide for the establishment of a Foundry and Armory, for the manufacture of Ordnance and small arms, and to appropriate money for the same, and for other purposes.

Mr. Render, of Merriwether, reported,

A bill to regulate the testimony of parties in Justices Courts.

Mr. Lofton, reported,

A bill to incorporate the Middle Georgia Telegraph company, and for other purposes.

Mr. Strickland of Madison,

Offered a resolution, fixing Saturday, 10th Dec., as the period of adjournment, *sine die*, of the present General Assembly.

Mr. Price, of Pickens, reported,

A bill to authorize the Justices of the Inferior Court of the county of Pickens to retain one half of the State tax collected in said county for a time therein mentioned for the purpose of erecting an Academy in the town of Jasper in said county, and for other purposes.

And a resolution requiring the Speaker to appoint a committee of five to examine and report by bill relative to the place in which land owners in this State, shall pay taxes on the same.

Mr. Gibson, of Richmond, reported,

A bill in relation to Justices Courts in the city of Augusta.

A bill to amend an act to provide for the registry of notes, &c., in the city of Augusta, approved Feb. 15th, 1856, and

to extend the powers of the Recorder of said city, in relation to free negroes, and for other purposes. And,

A bill to incorporate a Gas company in the city of Augusta.

Mr. Fannin of Troup, reported,

A bill to protect the wool growing interest in this State.

A bill to authorize the Mayor and Council of LaGrange to levy an extra tax, and for other purposes. And,

A bill to incorporate the Cotton Planters Bank of LaGrange.

Mr. Coleman, of Randolph, reported,

A bill to amend the several laws of this State, regulating the duties of Tax Receivers, &c.

Mr. Morris of Quitman, reported,

A bill to amend the road laws of this State, so far as relates to the county of Quitman.

Mr. Mitchell, of Pike, reported,

A bill to incorporate a bridge across Flint River, in the first district of Pike county.

Mr. Patton, reported,

A bill to provide for the education of the poor children of the State of Georgia, and for other purposes.

Mr. Pilcher, of Warren, reported,

A bill to compensate managers of elections in Warren county, and for other purposes.

And a resolution authorizing the Clerk of the House to have fifteen hundred copies of the Comptroller General's Report printed for the use of the members of the General Assembly.

Mr. Fortner, of Wilcox, reported,

A bill for the relief of Swain M. Fortner, and James R. Meadows, securities of Bennet Powell, late Tax Collector of Emanuel county.

Mr. Causy, reported,

A bill to authorize L. B. Causey, Guardian to settle with Joseph J. Hale, a minor, and for other purposes.

Mr. Broyles, of Whitfield,

Offered the following resolution, to wit:

Whereas, The amount of business accumulating on the Clerks Desk, in view of the shortness of the remainder of the session, calls for prompt and extra labor on the part of the Legislature,

Resolved, That the House of Representatives meet to-night, and each succeeding night until further order at 7 o'clock, to read Senate bills the 1st and 2nd times.

Mr. Fain of Union, offered the following resolution, to wit:

Whereas, The object of granting pensions to soldiers has been before Congress, and in all probabilities will come before them again : whereas on the one hand, an extensive and extravagant system of pensions would burden the Federal Government with heavy indebtedness, for which, in the end the great exporting article of the South would have to pay, and whereas such a system would tend to corrupt the fountain of true liberty by causing the people to look to Government for money of livelihood, and to sap the foundation of State sovereignty, by binding large portions of the citizens of the States to the Federal Government with chains of gold, and whereas on the other hand, a limited just, and proper system confined to those who have faithfully and honestly served their country on the battle field in actual and arduous campaign service, and who in destitute circumstances, from infirmity or misfortune commends itself to our sense of right and feelings of benevolence, and whereas there are many such soldiers surviving the wars of 1812, Therefore,

Resolved, That the Congress of the United States shall provide by law a pension for the infirm and indigent soldiers of 1812, putting officers and soldiers upon the same footing, and confining the operation of the act to the poor and to the infirm, whether such infirmity arose from disease contracted in service, or otherwise,

Resolved, That our Senators and Representatives be requested to confine their action to the spirit of the foregoing preamble and Resolutions, and that his Excellency the Governor be requested to forward them a copy of the same.

The House took up the report of the committee on the bill to amend the several acts of the General Assembly relative to the Savannah and Albany Railroad company, &c., &c.

The amendment offered by the committee on Agriculture and Internal Improvement were received.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Relief Fire Company, No. 2, in the town of Athens.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to compensate Justices of the Peace in Decatur county for making out and returning lists of poor children to the Ordinary of said county

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act entitled an act to amend the Railroad laws of this State, so far as relates to the county of Coffee, approved 1st March 1856, and to apply its provisions to the county of Clinch

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Indian Creek Baptist Church, in the county of Franklin, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

Mr. David from the committee on enrollment reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following act.

An act to relieve certain persons in McIntosh county from jury duty.

The House took up the report of the committee on the bill to incorporate the Gate City Guards of Atlanta, and to grant certain immunities and privileges to the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to reduce the Sheriff's bond of the county of Milton.

The report was agreed to, the bill was read the third time and passed.

The House took up the Report of the committee on the bill to authorize the Justices of the Inferior court of Gilmer county, to levy and collect an extra tax for the purpose of paying the county debt created by the building their Court House

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to amend an act to incorporate the town of Camilla, approved March 3d, 1856.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Georgia Grays, of the city of Columbus, and to extend them certain privileges.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to erect a monument to Governor Jared Irwin, in the town of Sandersville.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Richard Myrick of Pike county.

The report thereon was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Wm. F. Shannon.

Mr. Anderson offered an amendment, which was received.

The report, as amended, was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to change the time of holding the Inferior courts of the county of Webster.

The same was amended, so as to change the time of holding the Inferior court of the county of Dade, and the Superior courts of the counties of Richmond and Glynn,

The amended report was agreed to, the bill was read the third time and passed.

On motion of Scriven, Mr. Sprayberry was added to the committee on the Lunatic Asylum.

The rules were suspended, and Mr. Famin, of Morgan, offered the following resolution, which was taken up, read, and agreed to, to wit:

Resolved, That the Speaker have authority to arrange the business by selecting out the local bills, and putting them on their passage at such times as he may think will hasten Legislation.

Mr. McWhorter, of Greene, presented the majority report of the Joint Committee, on the Penitentiary, two hundred copies of which were ordered to be printed for the use of the House.

The House took up the report of the committee on the bill to incorporate Spring Vale Institute in Randolph county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to prevent the killing of Deer in the county of Scriven.

The report was agreed to, the bill was read the third time and passed.

On motion of Mr. Gibson, of Richmond, the rules were suspended, when the bill to appropriate money for the Medical College of Georgia, and for other purposes, was taken up out of its order, read the second time, and referred to a special committee, consisting of Messrs. Gibson, of Richmond, Smith, of Towns, Harris, Famin, of Troup, Ely, Broyles, Stewart, Pitts and Lester.

The House took up the report of the committee on the bill to incorporate the town of Sylvania and Searboro, in the county of Scriven.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Ordinary of Baldwin county, to pay over to Sarah M. Candler the sum of two hundred and three dollars and ninety cents, for teaching poor children in said county.

The same was amended.

The report, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of James M. Jones, of the county of Bibb, Executor of the last will and testament of James S. Beadle, late of Dooly county deceased, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Inferior court, of Banks county, to submit the question of the location of their county site to the citizens of their county, and to have an election held therefor, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House adjourned until 3½ o'clock, P. M.

3½ O'CLOCK, P. M.

The House met pursuant to adjournment.

The following bills of the Senate were read the first time, to-wit

A bill to regulate the school fund of Habersham county, and for other purposes therein named.

A bill to change the line between the counties of Early and Calhoun.

A bill to make valid all letters of Administration heretofore granted by the Courts of Ordinary of this State, where written notice of such applications has not been given at the Court House door of said county, as required by law

A bill to amend an act entitled an act to regulate new trials, approved Feb., 20th, 1854.

A bill in relation to the admission of evidence.

A bill to add the county of Wilcox to the 2d Congressional District.

A bill to change the line between the counties of Elbert and Hart.

A bill to authorize Guardians of Insane persons to be made parties to suits brought by deceased Guardians.

A bill to amend an act entitled an act to provide for the Education of the children of this State, between certain ages and to provide an annual sinking for the extinguishment of the Public Debt, assented to, December 11th, 1858, so far as the same relates to the county of Hall.

A bill to incorporate the Trustees of the Presbyterian Church in the town of Perry, in the county of Houston.

A bill to amend the Judiciary act of this State, and to direct the manner of making Trustees parties Plaintiff or Defendants, in all suits or actions now pending or may hereafter exist in the several Courts of this State.

A bill to extend the charter of the Planters Bank of the State of Georgia, and for other purposes therein named.

A bill to incorporate the Polk Slate Quarry Railroad Company, and for other purposes.

A bill to alter, change and define the line between Early and Clay counties.

Also, to change the line between Henry and Clayton counties.

A bill to constitute and declare Margaret Marshall Barclay, the adopted daughter of Mary M. Marshall, of the county of Chatham, the heir of the said Mary M. Marshall, and to enable her to inherit the property of the said Mary M. Marshall, and for other purposes.

A bill to incorporate the Thomasville Manufacturing Agricultural and Commercial Association, and for other purposes.

A bill to confer other powers than those now granted to the Augusta Orphan Asylum.

A bill to authorize the construction of a Railroad from Barnesville in the county of Pike, to the city of Brunswick in the county of Glynn, and any other sea port on the Atlantic coast of this State, and

Also to amend the charter of the Georgia Western Railroad Company, and for other purposes therein mentioned.

A bill to incorporate the Planters Railroad Company, and for other purposes.

A bill to be entitled an act to incorporate the town of Perry, in Houston county, and to extend the limits of the same, and to repeal an act to incorporate the town of Perry in Houston county, and to define the duties and authorities of the same, passed the 28th December, 1828, and for other purposes herein named.

A bill to be entitled an act to change the time of holding the general elections in this State, and for other purposes.

A bill to amend the charter of the city of Griffin.

A bill to incorporate the Clarke county Agricultural Society, and to confer certain powers and immunities on the same.

A bill to be entitled an act to authorize jurors to assess damages in matters of illegalities upon certain conditions.

A bill to be entitled an act to incorporate a Bank to be located in the city of Rome, to be called the Bank of Rome, and to amend the charter of the Timber Cutter's Bank.

A bill to prohibit person from poisoning fish in the Water courses of Irwin county, for the purpose of killing fish.

A bill to be entitled an act to authorize A. C. Trumbull, administrator of Andrew M. Hambleton, deceased, to sell the negroes of his intestate on the first Tuesday in January next.

A bill to be entitled an act to legalize the marriage of Lawson Cody and Francis E. Cody, and for other purposes.

A bill to be entitled an act to amend an act approved March 5th, 1856, entitled an act to authorize persons to submit controversies to arbitrators, and for other purposes therein mentioned.

A bill to be entitled an act to prevent the sale of spirituous liquors, within one half mile of the Court House in the town of Fayetteville, in Fayette county, only on conditions therein named.

A bill to be entitled an act to aid the citizens of Georgia in the construction of Railroads in this State, upon the conditions and limitations therein specified.

A bill to be entitled an act to give to Inferior Courts of the different counties of this State, power to appoint some fit and proper person to receive and receipt for the amount of money their respective counties may be entitled to, under the act to provide for the Education of the children of this State &c., assented to 11th December, 1858, when the Ordinary of said counties refuses or neglects to give bond in terms of the law.

A bill to be entitled an act to alter and amend the several acts relative to the probate of wills, granting letters testamentary and of administration, and for other purposes therein specified.

A bill to be entitled an act to regulate the freight of lime for Agricultural purposes, when transported on the Western and Atlantic Railroad.

A bill to be entitled an act to define and enlarge the corporate privileges, heretofore granted to the first Presbyterian Church of Augusta.

The following message was received from the Senate by Mr. Pringle, their Secretary pro tem :

Mr. Speaker:—The Senate have passed the following bill

which they have instructed me to transmit forthwith to the House of Representatives, to wit :

A bill to be entitled an act, to authorize the Ordinary of Habersham county to grant letters of Guardianship on the Estate of Susan S. Hackett.

Mr. Lester presented the following report, to-wit :

The special committee to whom were referred :

A bill to be entitled an act to alter and amend the 3d, 7th and 12th sections of the 1st article of the Constitution of this State, together with a substitute for said bill, reported by the Judiciary Committee, and various amendments to said substitute, have had the same under consideration, and respectfully submit the following report :

Your Committee have met with a similar committee of the Senate on the same subject, and after full discussion and deliberation, are satisfied that we cannot agree upon any plan reducing the number of the General Assembly according to the form prescribed in the Constitution, and therefore your committee return to this House the papers referred to them and recommend that the General Assembly, now in session do provide for the calling of a convention for the purpose of altering the Constitution in such particulars as the people by their delegates in such convention may desire.

GEO. N. LESTER, Chairman.

The following bills of the Senate were read the second time and committed for the third reading, to-wit :

A bill to incorporate the town of Warrenton in Warren county, and to amend the charter of the city of Atlanta, and for other purposes therein mentioned.

A bill to amend an act entitled an act to alter and amend the Road Laws of this State, so far as relates to the county of Wayne.

A bill to amend an act entitled an act to charter the Charleston and Savannah Railroad Company, &c.

A bill to incorporate The Georgia Insurance Company and

A bill to alter and amend the act incorporating the town of Lincolnton, and the several acts amendatory thereof, and for other purposes.

• The following bills of the House were read the second time and committed for the third reading, to-wit :

A bill to amend an act entitled an act authorizing the arrest by the Marshall of the village of Sparta, without warrant and the confinement in the common jail of the county of Hancock, of all persons violating the laws passed by the Commissioners of said village against drunkenness, and other gross im-

moralties in said village, and for other purposes, assented to, Dec. 11th, 1858.

A bill for the relief of Jabez M. White, of the county of Hancock.

A bill for the relief of Wm. M. Pyron, of the county of Fayette.

A bill to incorporate the Macon Guards, to authorize the Governor to furnish them with arms and accoutrements, and to grant certain immunities and privileges to the same.

A bill to incorporate the Mutual Building and Loan Association of Columbus.

A bill to allow persons to make a return of their taxable property to the Clerk of the Superior Court in certain cases, and for other purposes therein mentioned.

A bill to incorporate the Hancock Van Guard and the Hancock Troop of Cavalry Volunteer Companies in the county of Hancock, to confer certain privileges on the same and provide a fund for their support.

A bill for the relief of John T. Martin of the county of Hancock.

A bill to authorize the Inferior Court of Rabun county to levy an extra tax, and for other purposes.

A bill to incorporate the Jackson Artillery of the city of Macon, and to authorize the Governor to furnish them with suitable arms and accoutrements, and to grant certain immunities and privileges to the members of the same.

A bill to consolidate the Offices of Clerk of the Superior and Inferior Courts of Quitman county.

A bill to appropriate a sum of money to improve the navigation of the Oconee and Ocmulgee Rivers in this State.

A bill to authorize the Inferior Court of Sumter county to levy an extra tax for county purposes.

A bill for the relief of D. M. & G. W. Smith and their securities, and for other purposes.

A bill to regulate the sale of spirituous liquors in the county of Stewart, and for other purposes.

A bill to incorporate the Georgia Hussars, a Volunteer Corps of Savannah.

A bill to amend the incorporation of the Savannah Volunteer Guards of the city of Savannah.

A bill repealing an act fixing the hours of labor in factories, &c.

A bill to consolidate the Offices of Clerk of the Superior and Inferior Courts of the the county of Schley, and to reduce the bond of the Sheriff of the county of Schley.

A bill to donate to the county of Taylor one thousand dollars out of the State tax, for the year 1859, and for other purposes therein named.

A bill to amend an act to regulate toll bridges, ferries and

turnpike roads, approved Dec. 22d, 1808, and to prescribe certain penalties for violation of said act.

A bill to incorporate "The Upson Guards."

A bill to change the times of holding the Courts in Upson.

A bill to prescribe the time in which the public Printer shall furnish the Journal of the Legislature, and for other purposes.

A bill to appropriate money for the relief of Margaret Hagin and Wm. Grover, Trustee for Edward Grover.

A bill to alter and change the time of holding the Superior and Inferior Courts of the county of Walker, and the Superior Courts of the county of Dade; and

A bill to amend the charter of the McBeene Company, granted February 11th, 1850.

The bill to alter the law in relation to shows, so far as the county of Walker is affected thereby, was read the second time and ordered to be engrossed.

The bill for the relief of the heirs of David McCullough, was read the second time and referred to a special committee consisting of Messrs. Holden, Lewis of Hancock, Smith of Towns, Gibson of Richmond and McWhorter of Greene.

The bill to appropriate money for the purchase of arms for the use of the Volunteer Companies of this State, was read the second time and referred to the committee on Military Affairs.

The following bills were read the second time and referred to the committee on New Counties, to-wit:

A bill to define the lines between the counties of Lumpkin and White, and to attach a portion of Lumpkin county the county of White.

A bill to establish the line between the counties of Montgomery and Tattnall, and

A bill to change the line between the counties of Gwinnett and DeKalb.

The bill to enable Executors and Administrators on their own individual account to bid for and purchase property of the estates they represent at public sales thereof, and for other purposes, and

A bill to take testimony by interrogatories in all civil cases, were read the second time and referred to the Judiciary Committee.

The bill of the Senate to authorize the Ordinary of Habersham county, to grant letters of Guardianship on the Estate of Susan L. Hackett was on motion taken up, and read the first time.

Mr. Dixon, reported

A bill which was read the first time to regulate the Manufactories of this State.

Mr. Ragsdale, reported

A bill to authorize the Ordinary of DeKalb county, to pay over to William A. Stansell, the sum of three hundred and forty eight dollars, for teaching poor children in said county.

The House adjourned until 9½ o'clock, A. M., to-morrow

TUESDAY, NOVEMBER, 29th 1859.

The House met pursuant to adjournment.

On motion of Mr. Prescott of Screven the rules were suspended, and the House took up the report of the committee on the bill of the Senate, to authorize the Administrators of the Estate of James Young, Sr., to sell the property of said Estate and to make titles to the same.

The report was agreed to, and the bill read a third time and passed.

The Clerk was directed to transmit the same to the Senate without delay.

Messrs. Cook of Early and Henderson of Newton were added to the committee on the Lunatic Asylum, and leave of absence for to-day was granted to said committee.

Mr. Horsley was added to the committee on the Judiciary.

The House on motion took up the Senate resolution in relation to the appointment of a joint committee to examine into the condition of business in both Houses, and report the best means of facilitating the business, so as if possible to complete the same by the 10th Dec.

The same was concurred in and the committee appointed by the Speaker, consists of Messrs. Terrell, Fannin of Morgan David, Lewis of Greene and Colvard.

The House took up the report of the Committee on the bill to lend the bonds of the State to Mark A. Cooper.

Mr. Lewis of Hancock, offered the following amendments to the same, which were received, to-wit :

In the 1st section strike out "five" and insert "ten" in the same section after the word money, insert the words "principal and interest into the Treasury of the State, twenty days before the several payments shall be come due ;"

After the words "Etowah to" insert "or near," and after, the words "in this State" insert "to be completed in three years from and after the first day of July next."

Mr. Lewis of Greene, proposed to amend by adding after the words "above mentioned property" the words "and up-

on the remaining portion of said road to be completed as contemplated by this act."

The same was received.

Mr. Lewis of Hancock, offered the following, which was received as additional to the first section, to-wit :

"It is hereby provided that in case the said obligors shall fail to provide for the payment of the State's bonds, or the interest on them or either of them as required by their obligation to be given as aforesaid, it shall and may be lawful for the Governor of the State to cause the Comptroller, to issue Execution ten days thereafter against the property so mortgaged, for the sum then due as in case of judgments on foreclosure, and have the property levied on and advertised for ninety days to be sold in the county where the land lies, by the Sheriff of said county, who shall on the day of sale sell the same or so much thereof as will pay what may then be due, unless the same shall be paid at or before the said sale day."

The report as amended was agreed to, when on motion of Mr. Lester the same was postponed until Thursday next.

The House took up the report of the Committee on the bill of the Senate, to incorporate "The Georgia Insurance Company."

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to amend an act entitled an act to alter and amend the roads laws of this State, so far as relates to the county of Wayne, assented to, December 22d, 1857.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the House, to change the name of the Southern Central Agricultural Society, and to incorporate the Planters Club of Hancock county.

The report was agreed to, and the bill read the third time and passed.

The House took up the report of the Committee on the bill of the House, to authorize the Mayor of the city of St. Mary to hold Special Courts for summary trials in certain cases.

The report was agreed to, the bill was read the third time and passed.

The following message was received from His Excellency the Governor, by Mr. Campbell his Secretary, to-wit :

Message :—The Governor has signed the bill to relieve certain persons in McIntosh county, from Jury duty.

The House took up the report of the committee on the

bill of the House, to change the time of holding the Superior Courts of the county of Effingham.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the House, to amend an act entitled an act to incorporate "The Orphans' Home of the Protestant Episcopal Church in Chatham county.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the House, to amend the charter of the American Atlantic Screw Steamship Company, granted 19th December, 1856, and to allow an increase of the capital stock of said Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of House, to incorporate Gordon Grove No. 1, United Ancient Order of Druids, located in the city of Savannah.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the House, to incorporate Clayton High School, and for other purposes therein named.

The report was agreed to, the bill was read the third time and passed.

The House took up the bill of the House, to amend an act entitled an act authorizing the arrest by the Marshal of the village of Sparta without warrant and the confinement in the common jail of the county of Hancock, of all persons violating the laws passed by the commissioners of said village against drunkenness and other gross and immoral conduct in said village, and for other purposes, assented to, Dec. 11th, 1858.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the House, to consolidate the Offices of Clerk of the Superior and Inferior Courts of the county of Quitman.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the House, to incorporate the Hancock Van Guards and the Hancock Troop of Cavalry, Volunteer Companies in the county of Hancock, to confer certain privileges on the same, and to provide a fund for their support.

The same was so amended on motion of Mr. Daniel of Jackson, as to incorporate the "Jackson Rifles."

The report as amended was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the House, to authorize the Inferior Court of Rabun county to levy an extra tax, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to consolidate the Clerks Offices of the Superior and Inferior Courts of the county of Schley, and to reduce the bond of the Sheriff of said county of Schley.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the House, to regulate the sale of spirituous liquors in the county of Stewart, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the House, to incorporate the Macon Guards, to authorize the Governor to furnish them with arms and accoutrements and to grant certain immunities and privileges to the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the House, to incorporate the Jackson Artillery of the City of Macon, and to authorize the Governor to furnish them with suitable arms and accoutrements, and to grant certain immunities and privileges to the members of the same.

The report was agreed to, the bill was read the third time and passed.

On motion of Mr. Anderson of Bibb, the resolution authorizing the Governor to purchase for the use of the State three hundred copies of James R. Butts' new map of this State, was referred to a special committee consisting of Messrs. Anderson, Fannin of Morgan, Brown of Sumter, Hartridge and Harris of Glynn.

The House took up the report of the Committee on the bill of the House, for the relief of Jabez M. White of the county of Hancock.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the House, for the relief of Wm. M. Pyron of the county of Fayette.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate by Mr. West their Secretary.

Mr Speaker :—The Senate have passed the following bills, to-wit :

A bill to be entitled an act, to incorporate the town of Jonesboro in the county of Clayton, and to provide for the election of Commissioners, Marshalls and Clerks, and for other purposes therein named.

Also, a bill to be entitled an act to amend the 13th section of the 13th division of the Penal Code, so as to increase the penalty for selling and furnishing intoxicating liquors to slaves, and free persons of color.

Also, a bill to be entitled an act for the relief of the Estate of Samuel Martin, late of the county of Fayette, deceased.

Also, a bill to be entitled an act to confer certain privileges upon Julius A. Cade, of Chattahoochee county to make lawful his acts, and give him authority to transact business as though he was twenty-one years of age, and for other purposes.

Also, a bill to be entitled an act to change the line between the tcounties of Floyd and Polk.

Also, a bill to be entitled an act to add an additional section to the eleventh division of the Penal Code.

Also, a bill to be entitled an act to change the eighteenth section of the fourteenth division of the Penal Code of this State, and for other purposes.

Also, a bill to be entitled an act to confer additional powers upon the Mayor and Council of the city of LaGrange. to regulate the rate of taxation in said city, and to grant certain exemptions to the "Diligent Firemen of LaGrange."

Also, a bill to be entitled an act, to compensate the Grand and Petit Jurors of the counties of Dougherty, Paulding, Terrell, Merriwether, and Petit Jurors of the counties of Marion and Putnam and to provide for the same.

The Senate have appointed Messrs. Seward, Cone, Collier, Paine and Cook, as a committee to join the committee appointed by the House to examine into the condition of the business of the two Houses and to report upon the same.

The House took up the report of the Committee on the bill of the House, to incorporate the "Upson Guards."

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the House, to authorize the Inferior Court of Sumter county, to levy an extra tax for county purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the House, to amend the act incorporating the Savannah Volunteer Guards of the city of Savannah, and Republican Blues of the city of Savannah, approved December 22d, 1851.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the House, to incorporate the Georgia Hussars, a Volunteer Military Corps of Savannah.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the House, to amend the charter of the McBeene Company, granted Feb. 11th, 1850.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the House to change the times of holding the Courts in the county of Upson.

The same was amended, the report as amended was agreed to, the bill was read the third time and passed.

The House adjourned until 3½ o'clock, P. M.

3½ O'CLOCK, P. M.

The House met pursuant to adjournment.

The bill to alter and amend the claim laws of this State and for other purposes therein mentioned, was referred to the Judiciary committee.

The House took up the report of the committee on the bill of the House, to alter and change the time of holding the Superior and Inferior Courts of the county of Walker, and the Inferior Court of the county of Dade.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the act 11th Dec., 1858, in relation to Insurance and Express Companies doing business in this State.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to alter the law in relation to shows, so far as the county of Walker is affected thereby.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the Mutual Building and Loan Association of Columbus.

The report was agreed to, the bill was read the third time and passed.

The following bills of the Senate were read the second time and committed for a third reading, to wit :

A bill to amend the charter of the city of Griffin.

A bill to be entitled an act to incorporate the town of Perry in Houston county, and to extend the limits of the same, and to repeal an act to incorporate the town of Perry in Houston county, and to define the duties and authorities of the same, passed the 28th Dec., 1828, and for other purposes herein named.

A bill to regulate the school fund of Habersham county, and for other purposes therein named.

A bill to incorporate the Clarke county Agricultural Society, and to confer certain powers and immunities on the same.

A bill to authorize Guardians of Insane persons to be made parties to suits brought by deceased Guardians.

A bill to change the line between the counties of Elbert and Hart.

A bill to define and enlarge the corporate privileges heretofore granted to the first Presbyterian Church of Augusta,

A bill to incorporate the Thomasville Manufacturing Agricultural and Commercial Association, and for other purposes.

A bill to incorporate the Trustees of the Presbyterian Church, in the town of Perry, in the county of Houston.

A bill to confer other powers than those now granted to the Augusta Orphan Asylum.

A bill to regulate the freight on lime for Agricultural purposes when transported on the Western and Atlantic Railroad.

A bill to prohibit persons from poisoning fish in the water courses of Irwin county, for the purpose of killing fish.

A bill to prevent the sale of spirituous liquors within one half mile of the Court House, in the town of Fayette will in Fayette county, except on certain conditions.

A bill to be entitled an act to make valid all letters of Administration heretofore granted by the Courts of Ordinaries of this State, when written notice of such application had not been given at the Court House door of said county, as required by law.

A bill to be entitled an act to incorporate the Polk Slate Quarry Railroad Company, and for other purposes.

A bill to be entitled an act to constitute and declare Margaret Marshall Barclay, the adopted daughter of Mary M. Marshall of the county of Chatham, the heir of the said Mary M. Marshall, and to enable her to inherit the property of the said Mary M. Marshall, and for other purposes.

A bill to be entitled an act to incorporate the Planters Railroad Company, and for other purposes.

A bill to be entitled an act to incorporate a Bank to be located in the city of Rome to be called the Bank of Rome, and to amend the charter of the Timber Cutters Bank.

The following bills of the Senate were read the second time and ordered to be Engrossed, to-wit:

A bill to add the county of Wilcox to the Second Congressional District.

A bill to authorize the Ordinary of Habersham county, to grant letters of Guardianship on the estate of Susan S. Hackett.

A bill to change the lines between the counties of Early and Calhoun.

A bill to legalize the marriage of Lawson Cody and Francis E. Cody, and for other purposes.

A bill to authorize A. C. Trimbell, administrator of Andrew M. Hamilton, deceased, to sell the negroes of his intestate on the first Tuesday in January next.

A bill to authorize the construction of a Railroad from Barnesville in the county of Pike, to the city of Brunswick in the county of Glynn, or any other sea port on the Atlantic coast in this State, and

Also to amend the charter of the Georgia Western Railroad Company, and for other purposes therein mentioned.

A bill to change the time of holding the General elections in this State, and for other purposes.

The following bills of the Senate were read the second time and referred to the Judiciary Committee, to-wit:

A bill to authorize Jurors to assess damages in Matters of illegalities upon certain conditions.

A bill in relation to the admission of evidence.

A bill to amend an act entitled an act to regulate new trials approved Feb. 20th, 1854.

A bill to alter and amend the several acts relative to the probate of wills, granting letters testamentary, and of administration, and for other purposes therein mentioned.

A bill to amend an act approved March 5th, 1856, entitled an act to authorize persons to submit controveriaes to arbitration, and for other purposes therein mentioned.

A bill to amend the Judiciary act of this State and to direct the manner of making Trustees parties Plintiffs and Defendants, in all suits or actions now pending or that may hereafter exist in the several Courts of this State.

The bill of the Senate to extend the charter of the Planters Bank of the State of Georgia, and for other purposes therein named, was read the second time and referred to the committee on Banks.

The bill of the Senate to give to Inferior Courts of the different counties of this State power to appoint a receiver of the money which their respective counties may be entitled to under the act to provide for the Education of the children of this State, &c., and

A bill to amend an act entitled an act to provide for the education of the children of this State, between certain ages and to provide for an annual sinking fund, for the extinguishment of the public debt, assented to, December 11th, 1858, were read the second time and referred to the committee on Public Education.

The Senate bill to alter and define the line between Early and Clay counties.

Also, to change the line between Henry and Clayton counties, was read the second time and referred to the committee on New Counties.

The Senate bill to aid the citizens of Georgia in the construction of Railroads in this State, upon the conditions and limitations therein specified, was read the second time and made the special order for Tuesday next.

Mr. Dixon from the committee on enrollment, reported as duly enrolled and signed by the President of the Senate, and now ready for the signature of the Speaker of the House of Representatives, the following bill to-wit :

A bill to be entitled an act to authorize the administrators of the estate of James Young Sr., to sell the property of said estate and to make titles to the same.

The following bills of the House were read the second time and committed for the third reading, to-wit :

A bill to be entitled an act to relieve James R. Walker, of the county of Upson, from the disabilities of Mincrity, and for other purposes therein stated.

A bill to be entitled an act to change the line between toe counties of Irwin and Coffee.

A bill to be entitled an act to appropriate money for the

support of Government, for the year 1860, and for other purposes therein named.

The following bills of the House were read the second time and referred to the Judiciary Committee, to-wit :

A bill to repeal the 9th and 10th sections of an act to lay out and organize a new county from the counties of Lowndes and Thomas, and for other purposes, and

A bill to apportion the Representatives among the several counties of this State, according to the requirements of the Constitution.

The bill to provide for the establishment of a Foundry and Armory, for the manufacture of ordnance and small arms and to appropriate money for the same, and for other purposes, was referred to the committee on Armory.

Mr. Hartridge offered the following resolution which was taken up, read and agreed to, to-wit :

Resolved. That the communication of the Hon. David Irwin, Col. Richard H. Clarke and Thomas R. R. Cobb, Esq., be referred to the committee on the Judiciary, whose duty it shall be to examine their work on the Code of Georgia, in which they are engaged, and report thereon to this House.

The resolution authorizing the Governor to furnish certain books to Clinch county, was taken up read and agreed to.

The House then adjourned until 9½ o'clock, A. M., to-morrow.

WEDNESDAY, NOVEMBER 30th, 1859.

The House met pursuant to adjournment.

Mr. Lester of Cobb, moved to reconsider so much of the Journal of yesterday, as relates to the action of the House, making the Bill to aid the citizens of the State of Georgia, in the construction of Rail Roads, &c., the special order of Tuesday next.

Upon this motion the yeas and nays were required to be recorded.

There are yeas 74, there are nays 80.

Those who voted in the affirmative are Messrs :

Allan,	Harris.	McRea,
Anderson,	Henderson of	Nobles,
Baugh,	Worth,	Parks,
Brown of Houston,	Herrington,	Patrick,
Broyles,	Hockenhull,	Patton,
Bruton of Forsyth,	Hogans,	Price,
Cason,	Holland,	Ragsdale,
Cook,	Holmes,	Register
David,	Howell of Lowndes,	Reeder,
DeLamar,	Howell of Milton,	Rhodes,
Dixon,	Hutchins,	Richards,
Earle,	Johnson,	Sharpe,
Echols,	Joiner,	Smith of Hall,
Edmondson,	Jones of Mitchell,	Smith of Towns,
Ely,	Jones of Rabun,	Sockwell,
Fain of Gilmer,	Keeling,	Sweat,
Fain of Gordon,	Knox,	Tatum,
Fain of Union,	Lewis of Hancock,	Taylor,
Fleming,	Lester,	Thrasher,
Fortner,	Lockett,	Turner,
Gay,	Mays,	Underwood,
Glass,	McDonald of Lump-	West,
Graham	kin.	Williams of Clinch,
Greene of Cobb,	McDonald of Mur-	Wofford,
Hardin,	ray,	Worley,
Harper of Henry,	McEver,	Young,

Those who voted in the negative are Messrs :

Alexander.	Farnell,	Kelly,
Barksdale,	Finney,	Key,
Blakey,	Gibson of Rich-	Knowles,
Bivins,	mond,	Lewis of Greene,
Brantley,	Gibson of Warren,	Lofton,
Brinson,	Goodman,	Lumpkin,
Brown of Sumter,	Grovensteine,	Lumsden,
Brewton of Tatt-	Harkness,	Martin,
nall,	Harper of Sumter,	McCants,
Causey,	Hartridge,	McComb,
Clark of Elbert,	Heath,	McCrary,
Clark of Monroe,	Henderson of Hen-	McGar,
Cock,	ry,	McLendon,
Colvard,	Henderson of New-	McWhorter,
Coleman,	ton.	Mitchell,
Conley,	Holden,	Morris,
Daniel,	Hollomon,	Norwood,
Eberhart,	Hopkins,	Perry,
Fannin of Morgan,	Horseley,	Pilcher,
Fannin of Troup,	Hurst,	Pitts,

Prescott,	Smith of Bryan,	Vaughn,
Render,	Smith of Twiggs,	Walton,
Rozier,	Solomons,	Ware,
Scott,	Stewart,	Whaley,
Screven,	Strickland,	Whittle,
Selman,	Tapley,	Wicker,
Settle,	Terrell,	Wilson,
Sims,	Tuggle,	

So the motion did not prevail.

Mr. Mintz of Jackson, stated that he had paired off with Mr. Delony, upon this Bill, and that therefore he did not vote in the affirmative.

Leave of absence was granted to Mr. Hicks of Crawford, for a few days, on special business.

The House took up the report of the committee on the Bill for the pardon of William A. Choice, of the county of Fulton, now under the sentence of death, for the crime of murder.

The report was agreed to, the bill was read the third time, and on the question of its passage, the yeas and nays were required to be recorded.

There are yeas 71. There are nays 68.

Those who voted in the affirmative are Messrs :

Alexander,	Hartridge,	Mintz,
Allen,	Heath,	Morris,
Anderson,	Henderson of Worth,	Nobles,
Bivins,	Herrington,	Patton,
Brantley,	Holden,	Pilcher,
Brinson,	Hollomon,	Pitts,
Brown of Houston,	Holmes,	Prescott,
Brown of Sumter,	Hopkins,	Rhodes,
Brewton of Tatt-	Horsley,	Screven,
nall,	Howell of Lowndes,	Smith of Towns,
Clarke of Elbert,	Hutchins,	Solomons,
Cock,	Irwin,	Sprayberry,
Coleman,	Keeling,	Strickland,
DeLamar,	Key,	Sweat,
Ely,	Knowles,	Tatum,
Fain of Gordon,	Knox,	Taylor,
Fannin of Troup,	Lewis of Greene,	Terrell,
Farnell,	Lewis of Hancock,	Turner,
Fortner,	Lofton,	Walton,
Gibson of Rich-	Lumsden,	Whaley,
mond,	Mays,	Wicker,
Gibson of Warren,	McCants,	Williams of Musco-
Grovensteine,	McComb,	gee,
Hardin,	McCrary,	Young,
Harper of Sumter,	McDonald of Lum'n	

Those who voted in the negative are Messrs :

Barksdale,	Henderson of Hen-Perry,	
Baugh,	ry,	Ragsdale,
Blakey,	Henderson of New-Register,	
Broyles,	ton,	Reeder,
Brewton, of For-	Hockenhull,	Rozier,
syth,	Hogans,	Scott,
Causey,	Holland,	Selman;
Clark of Monroe,	Howell of Milton,	Settle,
Colvard,	Hurst,	Sims,
Daniel,	Johnson,	Smith, of Bryan,
David,	Jones of Rabun,	Smith of Hall,
Dixon,	Kelly,	Smith of Twiggs,
Earle,	Lockett,	Sockwell,
Eberhart,	Lumpkin,	Stewart,
Fain of Gilmer,	Martin,	Tapley,
Fain of Union,	McDonald of Mur-	Thrasher,
Fannin of Morgan,	ray,	Tuggle,
Fleming,	McEver,	Underwood,
Finney,	McGar,	Vaughn,
Glass,	McLendon,	Ware,
Goodman,	Mitchell,	West,
Green of Cobb,	Norwood,	Whittle,
Harkness,	Parks,	Wilson,
Harper of Henry,	Patrick,	Worley,

Mr Cook of Early stated that he had paired off with an absent member, and therefore did not vote.

So the Bill was passed.

The same was on motion transmitted by the Clerk to the Senate.

The following message was received from the Senate by Mr. West, their Secretary :

Mr. Speaker : The Senate have passed the following Bills, of the House of Representatives, to wit :

A Bill to be entitled an Act, for the relief of Virginia Louisia Howell, of county of Hancock. Also,

A Bill to be entitled an Act for the relief of the securities upon the bonds of substituted trustees, and for other purposes therein named. Also,

A Bill to be entitled an Act, for the purpose of changing the times of holding the Inferior Court of Terrell county. Also,

A Bill to be entitled an Act, to amend an Act passed by the General Assembly, for the year eighteen hundred and fifty seven, granting certain privileges to the Griffin Light

Guards, of the city of Griffin, Spaulding county, assented to Dec. 22nd, 1857. Also,

A Bill to be entitled an Act to amend an Act to incorporate the town of Fort Valley, in the County of Houston, and to provide for the election of Commissioners for the same, approved March 3rd, 1856. Also,

A Bill to be entitled an Act to amend an Act, entitled an Act, to incorporate the Columbus Saving and Mutual Loan Association, approved March 1st, 1856. Also,

A Bill to be entitled an Act to repeal an Act to regulate the Tavern License in this State, approved Dec. 15th, 1809, so far as the same relates to the County of Wilcox. Also,

A Bill to be entitled an Act, for the relief of John F Jackson, and other persons therein mentioned. Also,

A Bill to be entitled an Act, to authorize the Inferior Court of Richmond county, to levy a Tax, for certain purposes. Also,

A Bill to be entitled an Act, to amend the Charter of the South Western Rail Road Company, and to authorize an increase of the Capital Stock of said Company. Also,

A Bill to be entitled an Act, to reduce the Sheriffs Bond in the county of White. Also,

A Bill to be entitled an Act, to incorporate the Lucy Cobb Institute, for the education of young ladies, in the town of Athens. Also,

A Bill to be entitled an Act, to compensate the Grand and Petit Jurors, of the county of Dade, and to authorize the levying of a Tax for the same. Also,

A Bill to be entitled an Act, to alter and amend the road laws of this State, so far as relates the County of Harris. Also,

A Bill to be entitled an Act, to give the Receiver of tax returns, of the county of Chatham, certain commissions. Also,

A Bill to be entitled an Act, for the relief of J. C. Smith, formerly of Fayette, now of Clayton County. Also,

A Bill to be entitled an Act, to consolidate the offices of Tax Collector and Receiver, of the County of Irwin.

They have also passed the following bills of the House of Representatives, with amendments, in which they ask the concurrence of the House, to wit :

A Bill to be entitled an Act, to protect and encourage the erection of artificial fish ponds, and to make any trespass on the same penal, and for other purposes. Also,

A Bill to be entitled an Act, to incorporate the town of Hawkinsville, in the county of Pulaski, to appoint Commissioner for the same, and to confer certain powers upon said Commissioners. Also,

A Bill to be entitled an Act, to incorporate the Bainbridge and Florida Rail Road Company.

The Senate have concurred in the following Resolutions of the House of Representatives :

A Resolution requesting our Senators and Representatives in Congress, to restore the mail line between Jacksonville and Sugar Creek, in Telfair county.

They have also concurred in the Resolution appointing a Committee to ascertain what additional furniture is needed in the Executive Mansion, and have appointed Messrs. Billups, Gartrell, and Jordan, as that Committee on the part of the Senate.

The following communication, directed to the Speaker, was on motion, taken up, read, and referred to the Committee on Military Affairs ; to-wit :

The Committee appointed by the Convention of Volunteer Officers, of the State of Georgia, to report such matters as may be advisable for the Convention, and to whom was referred sundry propositions, laid before the meeting, beg leave to report :

That they have considered and consulted upon the matters referred, and as the result of their deliberations, they recommend to the Convention, the following resolutions :

1st, *Resolved*, That this Convention recommend to the General Assembly of Georgia, to pass an Act appropriating a sufficient sum to purchase arms, accoutrements, and full equipments to supply the Military force of the State.

2nd, *Resolved*, That the Convention also earnestly recommend to the General Assembly, the immediate establishment of a State Armory, for the manufacture and repair of small arms, and artillery.

3rd, *Resolved*, That this Convention recommend the Georgia Military Institute, to the fostering care of the State, and further recommend such changes in the laws now governing it, as may increase its efficiency, and insure its discipline.

4th, *Resolved*, That this Convention recommend to the General Assembly, the appointment, at this Session, of a Commission, to consist of five competent officers, whose duty it shall be to prepare a Military Code, and report the same at the next opening of the Legislature.

The above report having been taken up, discussed, and unanimously agreed to, on motion of Captain Bartow, the President of the Convention was requested to report the same to both branches of the General Assembly,

Respectfully,

R. C. HANLIETER, { Sectr's.
ROBERT GRANT, {

Milledgeville, Nov. 29th, 1859.

The House took up the report of the Committee on the Bill of the House, to lay out and organize a new county out of the counties of Newton, DeKalb, Henry, and Gwinnett, &c. The same was amended.

The report, as amended, was agreed to, when on motion of Mr. Strickland of Madison, the same was indefinitely postponed.

The House went into a Committee of the Whole, Mr. McWhorter, in the Chair, on the Bill to compensate Wm. T. Williamson, for services rendered the State of Georgia, in 1851, and 1852.

After some time spent therein, the Committee rose, and through their Chairman, reported the same back to the House without amendment,

The report was agreed to. The bill was read the third time and passed.

The House adjourned until 3 o'clock, P M

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

The following bills of the House were read the second time and committed for a third reading, to wit.

A bill to incorporate the Baptist Church, at the head of Tennessee, in the county of Rabun.

A bill to change the lines between the counties of Sumter and Webster.

A bill to exempt from jury duty certain Firemen and for other purposes.

A bill to amend the patrol laws of this State.

A bill to change the time of holding the Inferior Court of the county of Randolph.

A bill to change the line between the counties of Randolph and Quitman, and for other purposes.

A bill to change the corporate limits of the city of Americus, &c.

A bill to charter the Central Insurance company of Georgia, and to confer on said company certain rights, powers and privileges, and for other purposes.

A bill to incorporate the Georgia Baptist Bible and Colporteur Society.

A bill to alter and amend the several acts in relation to the Bibb county Academy, and to change the name of the same.

A bill for the relief of M. C. Goodwin of the county of Pike.

A bill for the relief of John J. Drawdy and Daniel N. Drawdy, of Berrien county, securities of Daniel Drawdy, Sr.

A bill to authorize the Mayor and Council of the city of Macon, to lease a portion of the public Reserve lying below said city, to be used as a brick yard, and for other purposes therein mentioned.

A bill to compensate Dr. Eugene F Colzy, for medical services rendered to the citizens of Oglethorpe, during the prevalence of Small Pox, in said city.

A bill to compensate Dr. Benjamin F Newsom, of the county of Macon, for medical services rendered to the citizens of Macon and Taylor counties, during the prevalence of Small Pox in said counties.

A bill to amend an act entitled an act to amend the road laws of this State, so far as relates to the county of Cherokee.

A bill to prescribe the sum that shall be paid for a license to retail Spirituous liquors in this State.

A bill to alter and amend an act, passed on the 22nd, Dec. 1857, entitled an act to encourage persons making wills, to provide a permanent fund for the collegiate preparation and education of indigent boys and young men.

A bill for the relief of George W Douglass.

A bill to incorporate the town of Fort Gaines, and for other purposes.

A bill to amend the charter of Greensboro.

A bill to amend an act entitled an act to protect religious societies in the exercise of their religious duties.

A bill to authorize the Ordinary of Campbell county to pay A. B. McCocl, his poor school account, for the year 1858.

A bill to alter and amend an act passed on the 22nd, December 1857, entitled an act to encourage persons making a will to provide a permanent fund, for the collegiate preparation and education of indigent boys or young men.

The bill to appropriate money to the county of Dawson, to supply a deficit in the school fund, for the year 1858, was read the second time and referred to a special committee consisting, of Messrs. Hockenhull, Lester, Broyles, Gibson, of Richmond and Howell of Milton.

The following bills were read the second time and referred to the Judiciary committee, to wit :

A bill to confer certain powers upon juries at law.

A bill to reimburse the heirs of Everett Wells.

A bill for the relief of William Fulcher's securities.

The bill for the relief of the Executors of James Comok late of the county of Clarke, was referred to the Committee on Finance.

The bill to incorporate the Owl Town and Coosa Creek Mining company, and for other purposes thereto mentioned. And,

The bill to exempt practising Physicians of the county of Appling from jury duty, were read the second time and ordered to be engrossed.

The bill to repeal the 1st, 2nd and 3rd, sections of an act to prescribe certain rules and regulations to be observed by the several Railroad companies in running engines upon their respective tracks, and annex a penalty for the violation of the same, approved January 22d, 1852, and to substitute two sections in lieu of said second and third sections, was referred to the committee on Agriculture and Internal Improvement.

The bill to amend an act entitled an act to provide for the education of the children of this State, between certain ages, and to provide annual sinking fund for the extinguishment of the Public debt &c, so far as relates to the county of Rabun, was read the second time, and referred to the committee on public Education.

The bill to fix the pay of the Guard of the Penitentiary for the future, &c., was read the second time, and referred to the committee on the Penitentiary.

The following message was received from the Senate by Mr. West their Secretary.

Mr. Speaker: The Senate have passed the following bill, to wit:

A bill to be entitled an act, to change and fix the time of holding the Superior Courts in the counties of Heard, Carroll, Campbell, Paulding and Floyd, and to change the time of holding the Inferior Courts in the county of Heard and to add the county of Paulding to the Tallapoosa Circuit.

They have also agreed to a Resolution, requesting our Senators and Representatives in Congress, to use their influence to procure a weekly one horse mail line from Spring Place or other most convenient place, to a place known as the ball ground, in the Ball Ground Militia District, of said county.

Also a Resolution requesting our Senators and Representatives to use their efforts to have the mail service in Georgia put in operation.

Also a resolution requesting our Senators and Representatives in Congress to have a tri-weekly mail route estab-

lished from Harmony Grove, in Jackson county to Clarkesville, in Habersham county.

Also, a resolution requesting the establishment of a daily mail route, from Waresboro to Troupville, and to re-establish the mail route from Waresboro to Holmerville.

Also a resolution to have a weekly mail route established from Blackshear, in Pierce county to Douglass in Coffee county,

Also a resolution to have the mail routes through the counties of Worth, Irwin and Wilcox, altered and changed.

Also a resolution to have the following mail routes re-established, to wit: The route from Little York to Dublin, the route from Little York to Boxville, also the route from Boxville to Sugar Creek, and the route from Seward to Battle Ground.

Also a resolution requesting the President of the United States to cause a strict investigation to be made into a conspiracy of evil disposed persons to expel by force, slaves from the Territory of Kansas, &c., in which resolutions they ask the concurrence of the House.

They have also concurred in a resolution of the House of Representatives, authorizing the Governor to subscribe for copies of the public laws in pamphlet form of the present session, with an amendment in which they ask the concurrence of the House.

The bill to lay out and form a new county, out of the counties of Heard, Troup and Merriwether, and to organize the same. And,

The bill to lay out and organize a new county from the counties of Gordon, Cass, Cherokees Pickens and Gilmer, and for other purposes.

The bill to incorporate a Volunteer corps of Infantry in the city of Greensboro, and to grant unto it certain privileges, was read the second time, and committed for the third reading.

The House took up the report of the committee on the bill to constitute the town of Cuthbert, Randolph county a city; to provide for the election of officers; to define the powers of the several officers of said city, as well as of the corporation, to extend the limits of Cuthbert, and for other purposes.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the

bill to alter and change the line between the counties of Madison and Franklin.

The report was agreed to.

The bill was read the third time and lost.

The House took up the report of the committee on the bill to compel the chartered Banks of this State once in every year to publish a list of their depositors and the amount due to each.

The amendment offered by the committee on Banks was received.

The report as amended was agreed to, the bill read the third time and passed.

The House took up the report of the committee on the bill to define the lines between the counties of Lumpkin and White, and to attach a part of Lumpkin to the county of White.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to change the line between the counties of Irwin and Coffee.

The same was amended.

The report as amended was agreed to. The bill was read the third time and passed.

The bill to make an appropriation to endow a chair of natural science and Agriculture in the Cherokee Baptist College, and for other purposes therein mentioned, was made the special order for Saturday next.

The House took up the report of the committee on the bill to add a part of Lowndes to the county of Echols.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the Committee on the bill to regulate the paper currency, to prohibit the circulation of Bank Bills or Notes under ten dollars, and for other purposes.

The report was agreed to. The bill was read the third time and lost.

The House took up the report of the committee on the bill to amend an act entitled an act to change certain county lines therein mentioned, approved March 1st, 1856.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to establish the county line, between the counties of Montgomery and Tatnall.

The report was agreed to, after being amended, the bill was read the third time and passed.

The House went into Committee of the Whole, Mr. Mc-

Whorter in the Chair, on the bill to appropriate money for the Medical College of Georgia, and for other purposes.

After some time spent therein the committee rose and through their chairman, reported the same back to the House without amendment.

The report was agreed to. The bill was read the third time and passed.

The Senate amendments to the bills of the House to protect and encourage the erection of artificial fish ponds, and to make any trespass on the same penal, and for other purposes. And,

The bill to incorporate the Bainbridge and Florida Railroad company.

Mr. Lewis, of Greene, offered a resolution, which was agreed to, granting the use of the Representative Hall on to-morrow morning to Dr. Mulkey, for the purpose of delivering a lecture on the science of the English Language.

Leave of absence was granted Messrs. Lockett, Irwin, of Washington and Baugh, for a few days on business.

The House then adjourned until 7 o'clock, P. M.

SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment.

The following bills of the House were read the second time and committed for a third reading, to wit :

A bill to employ a State Geologist, and to prescribe his duties.

A bill to authorize the Ordinary of Henry county to pay to Wm. W. Campbell, tuition for poor children.

A bill to amend an act to authorize the Justices of the Inferior court of Pickens county to levy and collect an extra tax for the purpose of paying the county debt, created by the building of the Court House in said county, assented to 11th Dec. 1858.

A bill to prevent and punish free and slaves for keeping eating tables, and from living separate and apart from their owners, hirers, or guardians, or other places of traffic, or trading in the town of Crawfordville, in this State, and for other purposes, and to prescribe punishment for the same.

A bill to incorporate the Calhoun and Elijah Turnpike company, and to confer certain powers and privileges on the same.

A bill to protect the property of persons owning farms adjoining the town of Athens.

A bill to incorporate a Volunteer military company in the town of Fort Gaines, and to confer upon it certain privileges.

A bill to require jailors of the several counties of this State to advertise runaway slaves in one of the public Gazettes published at Milledgeville in certain cases.

A bill to change the name and style of the Mechanics' Savings Bank, &c.

A bill to incorporate a Volunteer corps of artillery in the town of Athens, and to grant unto it certain privileges.

A bill to amend the fifth section of an act, passed on the 27th January, 1852, entitled an act more effectually to prevent fraud in elections in this State, and to detect and punish the same.

A bill to confer additional powers upon the Justices of the Inferior courts of the several counties of this State, and for other purposes.

A bill to authorize the Chairman and commissioners of the town of Louisville to tax free persons of color, retailers of spirituous liquors, Billiard Tables, Tenpin Allies, Showmen, itinerant traders, hawkers, peddlers, &c., and to impose an extra tax upon the citizens of the town, and for other purposes.

A bill to be entitled an act to incorporate the Board of Trustees of the Mount Vernon Association of Baptists Churches appointed by the said Association, for the government of the Mount Vernon Institute, at the village of Riddleville, in Washington county in this State to confer on said Board certain privileges, to incorporate said village of Riddleville, and for other purposes.

A bill to incorporate the Quitman Guards, and for other purposes therein mentioned.

A bill to alter and amend the incorporation of the village of Chickasawhatchee, in formerly Lee, now Terrell county

A bill to incorporate the Union Male and Female Academy, in the county of Greene, and to appoint Trustees for the same, and for other purposes.

A bill to provide how fines and forfeitures in criminal cases shall be received and disposed of, and for other purposes therein mentioned.

A bill to authorize the Ordinaries of the State to impose administration of unrepresented estates upon the Clerk of the Superior court, without requiring additional bond, when no competent person, will take such administration.

A bill to change the name of the Southern Central Agricultural Society, and to appropriate money to the reform Medical College at Macon, Georgia.

A bill to allow free persons of color in this State, to go into voluntary slavery, or compel them to leave the State, and for other purposes therein mentioned.

A bill to alter and amend the Sheriff's fees in certain cases so far as relates to the county of Cass.

A bill to incorporate the Cherokee manufacturing company, located in Cherokee county, Georgia, and to define the rights, privileges and liabilities of the same.

A bill to provide for the payment of Teachers of poor children in the county of Hall.

A bill to exempt from taxation certain persons, and for other purposes.

A bill to reduce the bond of the sheriffs, of the county of Johnson,

A bill to reduce the work on roads in the county of Johnson.

A bill to discharge William Rogers of the county of Milton from the trusteeship of the property of Mrs. Ann C. Lenoir and her children, and to vest said trusteeship, in John W. Lenoir, the husband of said Ann C. Lenoir, and father of said children, and for other purposes.

The following Bills of the House were read the second time, and referred to the Judiciary Committee, to wit :

A Bill to leave the question of abolition or existence of the Supreme Court, to the people of this State.

A Bill to prevent and make penal, the betting on elections.

A Bill to amend the Judiciary of Georgia, so far as relates to the county of McIntosh.

A Bill to prevent miners from selecting a new Guardian, at their own option, upon arriving at fourteen years of age, and for other purposes.

A Bill to alter and amend the law of descendants, in cases of persons who are illegitimate, or born out of lawful wedlock, dying intestate.

A Bill to make Justices of the Inferior Courts, in the several counties in this State, ex-officio Commissioners of Patrol in the counties for which they are elected, and for other purposes therein mentioned.

A Bill to exempt practicing Physicians from professional tax, and for other purposes.

A Bill to exempt practicing Physicians from Jury duty, and to allow them to be examined by interrogatories.

A Bill to declare the law in regard to deeds of land, made during adverse possession.

A Bill to repeal an Act to guard and protect the citizens of this State against the unwarantable and too frequent use of deadly weapons, assented to Dec. 5th, 1837.

A Bill to widow Florence E. Winn, a minor of Liberty

county, Georgia, with all the rights and privileges of majority.

A Bill to add a Section to the 1st Article of the Constitution of this State.

A Bill to add a section to the seventh division of the Penal Code of this State, and for other purposes therein mentioned.

The following Bills of the House were read the second time, and ordered to be engrossed, to wit :

A Bill to alter and amend the Road Laws of this State, so far as relates to the county of Lumpkin.

A Bill to provide for the mileage and per diem pay of members of the General Assembly, and to regulate the same, and for other purposes.

A Bill for the relief of practicing Physicians of Monroe county.

A Bill for the relief of Mrs. Isabella Adams, of Murray county.

A Bill for the encouragement of education.

A Bill to authorize the Justices of the Inferior Court of Wayne county, to levy an extra tax, for the purpose of building and erecting a bridge across the Big Buffalo, near Sheffield's Old Mills.

The Bill for the relief of Joseph White, of the county of Jackson, was read the second time, and referred to the Committee on the Asylum for the Blind.

The Bill to provide a Board of Managers, for the Georgia Institution for the Deaf and Dumb, and to provide for the removal of the pupils, the purchase of a site, the erection of buildings, and for other purposes, upon certain conditions, was read the second time, and referred to the committee on the Deaf and Dumb Asylum.

The following Bills of the House were read the second time, and referred to the committee on Public Education, to wit :

A Bill to create a School Commissioner for the county of Jasper, and for other purposes.

A Bill to authorize the Ordinaries of White and Habersham counties, to pay teachers of poor children, as provided previous to the year 1857.

The Bill to change the line between the counties of Milton and DeKalb, was read the second time, and referred to the committee on new counties.

The following Bills of the House were read the second time, and referred to the Committee on Finance, to wit :

A Bill for the relief of John J. Flournoy, of the county of Jackson.

A Bill to appropriate money to the Union Society, for certain purposes therein named.

A Bill to appropriate money to aid in the erection of a monument to General James Oglethorpe, and

A Bill to reimburse the heirs of William Oliver, &c., &c.

The House took up the report of the Committee on the Bill of the Senate, to incorporate the Thomasville Manufacturing, Agricultural and Commercial Association, and for other purposes.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the Bill of the Senate, to extend the charter of the Planters Bank of the State of Georgia, and for other purposes therein mentioned.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the Bill of the Senate, to incorporate the Clark county Agricultural Society, and to confer certain powers and immunities on the same.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the Bill of the Senate to legalize the marriage of Lawson Cody, and Francis E. Cody, and for other purposes.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the Bill of the Senate, to confer other powers than those now granted to the Augusta Orphan Asylum.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the Bill of the Senate, to authorize Guardians of insane persons to be made parties to suits brought by deceased Guardians.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the Bill of the Senate, to prevent the sale of spirituous liquors, within one half mile of the Courthouse, in the town of Fayetteville, in the county of Fayette, on certain conditions therein named.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the Bill of the Senate, to add the county of Wilcox to the second Congressional District,

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the

Bill of the Senate, to define and enlarge the corporate privileges heretofore granted to the first Presbyterian Church, in Augusta.

The report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the Bill of the Senate, to authorize A. C. Trimbell, administrator of Andrew M. Hamilton, deceased, to sell the negroes of his intestate on the first Tuesday in January next.

The report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the Bill of the Senate, to prohibit persons from poisoning fish in the water courses of Irwin County, for the purpose of killing fish.

The report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the Bill of the Senate, to authorize the Ordinary of Habersham county, to grant letters of Guardianship, on the estate of Susan S. Hackett.

The report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the Bill of the Senate, to incorporate the Trustees of the Presbyterian Church, in the town of Perry, in the county of Houston. The same was amended as to incorporate Masonic Lodge, No. 13, in Americus.

The amended report was agreed to. The Bill was read the third time and passed.

The House took up the report of the committee on the Bill of the Senate, to constitute and declare Margaret Marshall Barclay, the adopted daughter of Mary M. Marshall, of the county of Chatham, the heir of the said Mary M. Marshall, and to enable her to inherit the property of the said Mary M. Marshall, and for other purposes.

The report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the Bill of the Senate, to make valid all letters of administration heretofore granted by the Courts of Ordinary of this State, where written notices of such applications have not been given at the Court House door of said County, as required by law

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the Bill of the Senate, to alter and amend the Act incorporating the town of Lincolnton, and the several Acts amendatory thereof, to confer additional powers on the Commissioners

in relation to raising revenue, the preservation of good order, the regulation of license for vending spirituous liquors, and prescribing the qualifications of voters, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The amendments of the Senate to the Resolution of the House, relative to furnishing certain books, to the county officers in this State, were taken up and concurred in.

The House then, on motion, adjourned until 9 ½ o'clock A. M., to-morrow.

THURSDAY, DECEMBER 1st, 1859.

The House met pursuant to adjournment.

Mr. Henderson, of Newton, moved to reconsider so much of the Journal yesterday, as relates to the rejection of the bill to lay out and organize a new county, out of the counties of Newton, DeKalb, Henry and Gwinnett.

Upon this motion the yeas and nays were required to be recorded.

There are yeas 64 ; there are nays 72.

Those who voted in the affirmative are Messrs :

Alexander,	Harkness,	Perry
Allen,	Hartridge,	Prescott,
Anderson,	Henderson, of Hen-	Price,
Bivens,	ry,	Register,
Brown of Houston,	Henderson of	Render,
Broyles,	Worth,	Rhodes,
Cason,	Hockenhull,	Richards,
Clark of Elbert,	Horseley,	Rozier,
Cock,	Hurst,	Screven,
Colvard,	Johnson,	Smith of Towns,
Conley,	Keeling	Sprayberry,
Cook,	Kelly,	Stewart,
Dixon,	Key,	Sweat,
Earle,	Knox,	Tatum,
Eberhart,	Lester,	Taylor,
Echols,	Lofton,	Thrasher,
Fain of Gilmer.	McDonald of Mur-	Turner,
Fain of Gordon,	ray,	Wicker,
Fain of Union,	McEver,	Williams of Musco-
Fortner,	Mitchell,	gee,
Glass,	Parks,	Wofford,
Gibson of Warren,	Patrick,	Young,
Graham,	Patten,	

Those who voted in the negative are Messrs.

Barksdale,	Henderson of Hen-Nobles,	
Baugh,	rv.	Norwood,
Blakey,	Herrington,	Pilcher,
Brantley,	Holden,	Ragsdale,†
Brown of Sumter,	Holland,	Reeder,
Bruton of Forsyth,	Holloman,	Scott,
Causey,	Holmes,	Settle,
Clark of Monroe,	Hopkins,	Sharpe,
Coleman,	Jones of Mitchell,	Sims,
Daniel,	Jones of Rabun,	Smith of Bryan,
David,	Knowles,	Smith of Coffee,
DeLamar,	Lewis of Greene,	Smith of Hall,
Ector,	Lunsden,	Smith of Twiggs,
Fannin of Morgan,	Martin,	Sockwell,
Fannin of Troup,	Mays,	Strickland,
Fleming,	McCants,	Tapley,
Finney,	McComb,	Terrell,
Gay,	McCrairy,	Tuggle,
Goodman,	McDonald of Lump-	Underwood,
Green of Cobb,	kin,	Walton,
Grovensteine,	McGar,	Ware,
Hardin,	McLendon,	West,
Harper of Henry,	McRea	Whaley,
Harper of Sumter,	McWhorter,	Williams of Clinch,
	Mintz,	Wilson,

So the motion to re-consider the same was lost.

Mr. West, of White, moved to reconsider so much of the Journal of yesterday, as relates to the rejection of the bill to change the line between the counties of Lumpkin and White, and to attach a part of Lumpkin to White.

The motion was lost.

On motion of Mr. Royles, of Whitfield, so much of the Journal of yesterday was re-considered, as relates to the rejection of the bill to amend an act to change certain county lines therein mentioned, approved March 1st, 1856.

The following message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker: The Senate have passed a bill of the House of Representatives, to be entitled "An act to allow Nicholas A. Long, of the State of Florida, to obtain letters testamentary, according to the laws now of force in this State, upon the estate of John Long, deceased, of Washington county."

With an amendment in which they ask the concurrence of the House.

Mr. Dixon, from the committee on enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, an act to amend an act entitled an act to alter and amend the Road Laws of this State, so far as relates to the county of Wayne, assented to, Dec. 22nd, 1857.

Also an act to pardon William A. Choice, of the county of Fulton, now under sentence of death for the crime of murder.

Also an act to be entitled an act to incorporate the Georgia Insurance Company.

On motion of Mr. Lewis, of Hancock, the Senate amendment to the bill of the House to allow Nicholas A. Long, of the State of Florida, to obtain letters testamentary, according to the laws now in force in this State, upon the estate of John Long, deceased, of Washington county, was taken up and concurred in.

The bill to lend the bonds of the State of Georgia to Mark A. Cooper, for purposes therein specified, which was the special order for to-day, was taken up.

Mr. Lester proposed an amendment, which,

On motion of Mr. Screven, of Chatham, was referred, with the bill, and previously received amendments, to the committee on military affairs.

The following message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker: The Senate have passed an act for the relief of William P. Redwine, of the county of Fayette, by a Constitutional majority, over the veto of His Excellency the Governor, by a vote of 96 yeas to 14 nays.

The House took up the report of the committee on the bill to lay out and organize a new county from the counties Franklin and Habersham.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to lay out and organize a new county out of the counties of Walker and Chatham, and for other purposes.

The report of the majority of the committee on new counties, which was adverse in its character, was disagreed to.

Mr. Lewis, of Hancock, moved the indefinite postponement of the bill.

Upon this motion the yeas and nays were, by Mr. Echols, of the county of Chattooga, required to be recorded.

There are yeas 76. There are nays 63.

Those who voted in the affirmative are Messrs :

Barksdale,	Harper of Sumter,	McWhorter,
Blakey,	Heath,	Mintz,
Brantley,	Henderson of Hen-	Mitchell,
Brown of Houston,	ry,	Morris,
Brown of Sumter,	Herrington,	Norwood,
Brewton of Forsyth,	Holden,	Pilcher,
Causey,	Holland,	Pitts,
Clarke of Monroe,	Holloman,	Prescott,
Cock,	Holmes,	Reeder,
Coleman,	Hopkins,	Render,
Conley,	Horsley,	Rozier,
Cook,	Howell of Lowndes,	Scott,
Daniel,	Jones of Mitchell,	Settle,
David,	Kelly,	Sims,
Delamar,	Knowles,	Smith of Coffee,
Dixon,	Lewis of Greene,	Smith of Hall,
Eberhart,	Lewis of Hancock,	Smith of Twiggs,
Ector,	Lofton,	Strickland,
Fannin of Morgan,	Lumpkin,	Tuggle,
Fannin of Troup,	Lumsden,	Underwood,
Finney,	Martin,	Walton,
Gay,	Mays,	Ware,
Goodman,	McCants,	Whaley,
Grovenstein,	McCrairy,	Whittle,
Harkness,	McGar,	Wicker,
Harper of Henry,	McLendon,	Wilson,

Those who voted in the negative are Messrs :

Alexander,	Graham,	McEver,
Allan,	Harris,	McRea,
Baugh,	Henderson of New-	Nobles,
Bivins,	ton,	Parks,
Brinson,	Henderson of Worth	Patton,
Broyles,	Hockenhull,	Perry,
Brewton of Tatt-	Howell of Milton,	Price,
nal,	Hurst,	Ragsdale,
Colvard,	Hutchins,	Register,
Earle,	Johnson,	Rhodes,
Echols,	Joyner,	Richards,
Edmondson,	Jones of Rabun,	Sciman,
Ely,	Keeling,	Sharpe,
Fain of Gilmer,	Key,	Smith of Bryan,
Fain of Gordon,	Knox,	Sockwell,
Fain of Union,	Lester,	Sprayberry,
Fortner	McDonald of Lump-	Stewart,
Glass,	kin,	Sweat,
Gibson of Rich-	McDonald of Mur-	Tapley,
mond,	ray,	Tatum,

Taylor,	West,	Wofford,
Terrell,	Williams of Clinch,	Young,
Thrasher,	Williams of Musco-	
Turner,	gee,	

So the bill was indefinitely postponed.

The House went into Committee of the Whole, Mr. Fannin, of Morgan in the Chair, on the bill to appropriate \$1,500 towards the building of a bridge over Spring Creek, in Miller county, the same being a reconsidered bill.

After some time spent therein, the committee arose, and through their Chairman reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and passed.

Mr. David, from the committee on enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives,

An act to alter and amend the road laws of this State, so far as relates to the county of Harris.

Also an act to amend the charter of the South Western Rail Road Company, and to authorize an increase of the capital stock of said Company,

Also an act to repeal an act, entitled an act to amend an act entitled an act to regulate the tavern license in this State, approved Dec. 15th, 1809, so far as the same relates to the county of Wilcox.

Also an act to amend an act passed by the General Assembly for the year eighteen hundred and fifty-seven, granting certain powers and privileges to the Griffin Light Guards, of the city of Griffin, Spaulding county, Georgia, assented to, Dec. 22nd, 1857.

Also an act for the relief of J. C. Smith, formerly of Fayette, now of Clayton county.

Also an act to compensate the Grand and Petit Jurors of the county of Dade, and to authorize a levying of a tax for the same.

Also an act for the relief of Virginia Louisa Howell, of the county of Hancock.

Also an act to amend an act to incorporate the town of Fort Valley, in the county of Houston, and to provide for the election of Commissioners for the same, approved March 3d, 1851.

Also an act to amend an act entitled an act to incorporate the Columbus Saving and Mutual Loan Association, approved March 1st, 1856.

Also an act for the purpose of changing the time of holding the Inferior Courts of Terrell county.

Also an act for the relief of securities upon the bonds of substituted Trustees, and for other purposes therein named.

Also an act for the relief of John F. Jackson, and other purposes therein named.

Also an act to consolidate the offices of Tax Collector and Tax Receiver, in the county of Irwin.

Also an act to incorporate the Lucy Cobb Institute, for the education of young ladies, in the town of Athens.

Also an act to entitle the receiver of tax returns, of the county of Chattham, to a commission on the extraordinary tax levied by the Inferior Court, of said county, for county purposes.

Also an act to authorize the Inferior Court of Richmond county to levy an extra tax for the erection of public buildings.

Also an act to reduce the Sheriff's bond in the county of White.

Also a resolution to request our members in Congress to re-open certain mail lines.

Also a resolution, appointing a committee to ascertain if any additional furniture is needed in the Executive mansion.

Mr. Ely, of Dougherty, offered the following Resolution, which was taken up, read, and agreed to, to wit:

Resolved, That the special committee to whom was referred the bill entitled an act to provide for the establishment of an armory in this State, be requested to act with the committee on Military Affairs, so far as said bill is concerned.

The House took up the bill to compel non-residents owning lands in this State, to give in and pay tax for the same, in the county where the land lies, and for other purposes therein mentioned.

The same was made the special order for to-morrow, and two hundred copies were ordered to be printed for the use of the House.

The House resolution relative to the printing of fifteen hundred copies of the Comptroller General's Report, for the use of the members of the General Assembly was taken up, read, amended so as to provide for the application of the numbers now on hand to said purpose, and agreed to as amended.

Leave of absence was granted Messrs. Gibson, of Warren, and Brown, of Sumter, for a few days on special business.

The House adjourned until 3½ o'clock, P. M.

3½ O'CLOCK, P. M.

The House met pursuant to adjournment.

The House took up the report of the committee on the

bill to amend an act entitled an act to amend the Road Laws of this State, so far as relates to the county of Cherokee. The same was amended.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act entitled an act to change certain county lines therein mentioned, assented to, March 1st, 1856.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend an act passed on the 22nd December, 1857, entitled an act to encourage persons making a will to provide a permanent fund for the collegiate preparation and education of indigent boys or young men,

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Mayor and Council of the city of Macon to lease a portion of the Public Reserve lying below said city, to be used as a brick yard, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to exempt practising Physicians, of the county of Appling, and for other purposes from Jury duty.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the several acts in relation to Bibb county Academy, and to change the name of the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Georgia Baptist Bible and Colporteur Society.

The report was agreed to, the bill was read the third time and passed.

Mr. David, from the committee on enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives,

An act to protect and encourage the erection of artificial fish ponds, and to make any trespass upon the same penal, and for other purposes.

Also an act to allow Nicholas A. Long, of the State of Florida, to obtain letters testamentary according to the laws now of force in this State, upon the estate of John Long, deceased, of Washington county,

Also a resolution to authorize the Governor to subscribe

for copies of the Public Laws in pamphlet form, of the present session.

The House took up the report of the committee on the bill to authorize the Ordinary of Campbell county to pay A. P. McCool, his poor school account for the year 1858.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Board of Trustees of the Mount Vernon Association, of Baptist Churches appointed by said Association for the government of the Mount Vernon Institute, at the village of Riddleville, in Washington county in this State, to confer on said board certain privileges, to incorporate said village of Riddleville, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to charter the Central Insurance Company, certain rights, powers and privileges, and for other purposes.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the charter of the city of Greensboro, and for other purposes.

The report was agreed to, The bill was read the third time and passed.

The House took up the report of the committee on the bill to prescribe the sum that shall be paid for a license to retail spirituous liquors in this State.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate a Volunteer corps of Infantry in the city of Greensboro. The same was so amended as to incorporate a Volunteer corps in Covington, Newton county, and in Monroe, in the county of Walton.

The amended report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of John J. Drawdy and Daniel N. Drawdy, of Berrien county, securities of Daniel Drawdy, Sr.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the Committee on the bill to change the corporate limits of the city of Americus, so as to change the residence of John J. Hudson therefrom and to exempt him from the payment of taxes to said city

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Owl Town and Coosa Creek Mining company, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to amend an act to protect religious societies in the exercise of their religious duties.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Mrs. Isabella Adams of the county of Murray,

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the town of Fort Gaines, and for other purposes.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the road Laws of this State, so far as relates to the county of Lumpkin,

The report as was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Quitman Guards, and for other purposes therein named.

The report was amended and agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Ordinary of Henry county to pay Wm. W Campbell tuition for poor children.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of practising Physicians of Monroe county.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act entitled an act, to authorize the Justices of the Inferior court of Pickens county, to levy and collect an extra tax for the purpose of paying the county debt created by building a Court House in said county, assented to 11th Dec., 1858.

The report was agreed to, the bill was read the third time and passed.

The bill to authorize the testimony of witnesses in all civil cases to be tried in the courts of this State, to be ta-

ken by interrogatories and to allow the answers thereto to be read in the cases for which they are taken, and to provide against the fraudulent execution of the same, was referred again to the Judiciary committee.

Mr. Hartridge with the unanimous consent of the House withdrew the bill for the relief of Richard Scanlan of the county of Chatham, the Finance committee having unanimously reported against the same.

The Senate bill to change and fix the time of holding the Superior Courts in the counties of Heard, Campbell, Paulding and Floyd, and the Inferior Courts, in the county of Heard, and to add the county of Paulding to the Tallapoosa Circuit, was read the first time.

Leave of absence was granted Mr. Earle of Franklin, for a few days on special business.

The House adjourned until 9½ o'clock, A. M. to-morrow.

FRIDAY, DECEMBER 2d, 1859.

The House met pursuant to adjournment.

On motion of Mr. Sprayberry, so much of the Journal of yesterday as relates to the indefinite postponement of the bill to lay out and organize a new county, out of the counties of Walker and Chattooga was reconsidered.

The House went into committee of the whole, Mr. McWhorter in the chair, on the bill for the relief of Cornelius Hibberts of the county of Fulton.

The report was agreed to, the bill was read the third time and passed.

Mr. David from the Committee on Enrollment reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives,

An act to incorporate the Clarke county Agricultural Society, and to confer certain powers and immunities on the same. Also,

An act to be entitled an act to authorize A. C. Trumbull, administrator of Andrew M. Hambleton, deceased, to sell the negroes of his intestate on the first Tuesday in January next.

Also, an act to authorize the Ordinary of Habersham county, to grant letters of Guardianship on the Estate of Susan S. Hackett was on motion taken up, and read the first time. Also,

An act to prevent the sale of spirituous liquors, within the

town of Fayetteville, in Fayette county, only on conditions therein named. Also,

An act to extend the charter of the Planters Bank of the State of Georgia, and for other purposes therein named, also

An act to legalize the marriage of Lawson Cody and Francis E. Cody, and for other purposes. also,

An act to authorize Guardians of Susan Persons, to be made parties to suits brought by deceased Guardians. Also,

An act to prohibit person from poisoning fish in the Water courses of Irwin county, for the purpose of killing fish, also,

An act to add the county of Wilcox to the 2d Congressional-District. Also,

An act to confer other powers than those now granted to the Augusta Orphan Asylum. Also,

An act to make valid all letters of Administration heretofore granted by the Courts of Ordinary of this State, when written notice of such applications has not been given at the Court House door of said county, as required by law. Also,

To define and enlarge the corporate privileges, heretofore granted to the first Presbyterian Church of Augusta. Also,

An act to incorporate the Thomasville Manufacturing Agricultural and Commercial Association, and for other purposes. Also,

An act to alter and amend the act incorporating the town of Lincolnton, and the several acts amendatory thereof, to confer additional powers upon the commissioners in relation to raising revenue, the preservation of good order, the regulation of license of spirituous liquors, specifying the qualification of voters, and for other purposes. Also,

An act to constitute and declare Margaret Marshall Barclay, the adopted daughter of Mary M. Marshall, of the county of Chatham, the heir of the said Mary M. Marshall, and to enable her to inherit the property of the said Mary M. Marshall, and for other purposes.

The House took up the report of the committee on the bill to compel non-residents, owning lands in the State of Georgia to give in and pay tax for the same in the county where the land lies, and for other purposes therein mentioned.

The Speaker decided the bill out of order from the fact that its subject matter had been previously acted upon by the House, during the present session.

Two thirds of the members consented to its being entertained.

The same was offered as a substitute for the bill to compel non-residents owning lands in the county of Worth, to pay the tax on the same in said county.

Various amendments were offered when the bill and amendments were referred to a special committee consisting of Messrs. Price, Smith of Towns, Gibson of Richmond, Lew-

is of Greene, Hartridge, Dixon, Anderson of Bilb and Tuggle.

The Committee on Military Affairs to whom

A bill to lend the bonds of this State to Mark A. Cooper, &c., and

A bill for the establishment of an Armory and Foundry for the manufacture of ordnance and small arms, &c., report as a substitute for the same.

A bill to provide for the purchase and manufacture of arms, for this State, and for other purposes therein mentioned.

Two hundred copies of the proposed substitute were ordered to be printed for the use of the House, and the same made the special order for to-morrow.

Mr. Ragsdale of DeKalk, presented the minority report of the committee on the Penitentiary, two hundred copies of which were ordered to be printed for the use of the House.

The House took up the report of the committee on the bill to amend the 2d section of an act entitled an act to provide against the forfeiture of the several Bank charters in this State, on account of non-specie payment for a given time, and for other purposes therein named, passed 22d December, 1857.

The same was amended by striking from the 1st section, the words, "and Plaintiffs in such cases shall be entitled to judgment at the first term of the Court."

The amended report was agreed to, the bill was read the third time, and

Upon the question of its passage, Mr. Gibson of Richmond, required the yeas and nays to be recorded.

There are yeas 79. There are nays 49.

Those who voted in the affirmative are Messrs.

Darksdale,	Delamar,	Harkness,
Baugh,	Eberhart,	Henderson of Worth
Bivins,	Ector,	Herrington,
Brinson,	Edmondson,	Hockenhull,
Brown of Houston,	Ely,	Holden,
Broyles,	Fain of Gilmer,	Holland,
Cason,	Fain of Union,	Holmes,
Cock,	Fannin of Morgan,	Hopkins,
Colvard,	Fleming,	Howell of Lowndes,
Coleman,	Gay,	Howell of Milton,
Conley,	Graham,	Hurst,
Cook,	Green of Cobb,	Johnson,
Cullens,	Hardin,	Jones, of Mitchell,
Daniel,	Henderson of New-	Jones of Rabun,
David,	ton,	Keeling,

Kelly,	McWhorter,	Sockwell
Knowles,	Mintz,	Solomons,
Knox,	Mitchell,	Stewart,
Lewis of Greene,	Morris,	Strickland,
Lester,	Nobles,	Tapley,
Lumdsen,	Norwood,	Terrell,
Martin,	Parks,	Turner,
Mays,	Perry,	Ware,
McCant	Price,	West.
McCrairy,	Ragsdale,	Whaley,
McDonald of Mur-	Register,	Whittle,
ray,	Sharpe,	Wicker,
McEver,	Smith of Towns,	Williams of Clinch,
McLendon,	Smith of Twiggs,	Worley.
McRea,	Smith of Coffee,	Young,

Those who voted in the negative, are Messrs.

Allan,	Hartridge,	Richards,
Anderson,	Heath,	Scott,
Blakey,	Henderson of Hen-	Screven,
Brantley,	ry,	Selman,
Bruton of Forsyth,	Holloman,	Settle,
Clark of Monroe,	Hutchins,	Sims,
Causey,	Key,	Smith of Bryan,
Dixon,	Lewis of Hancock,	Smith of Hall,
Echols,	McComb,	Sweat,
Fannin of Troup,	McGar,	Tatum,
Farnell,	Mullens,	Taylor,
Finney,	Patton,	Thrasher,
Glass,	Pilcher,	Tuggle,
Gibson of Richmond	Prescott,	Underwood,
Goodman,	Pitts,	Walton,
Grovensteine,	Reeder,	Williams of Musco-
Harper of Henry,	Render,	gee,
Harper of Sumter,	Rhodes,	

So the bill was passed.

The House took up the report of the committee on the bill to exempt certain property therein mentioned from levy and sale, and for other purposes therein specified.

The same was reported by the Judiciary committee as a substitute for several bills relative to the subject matter of this, and after certain amendments was adopted.

The report thereon was agreed to, the bill was read the third time and passed.

Mr. David, of the committee on enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives.

An act to incorporate the Bainbridge and Florida Railroad Company, and to incorporate the Monticello Branch Railroad Company.

The House took up the report of the committee on the bill for the relief of Andrew J. Lovelady, of the county of Pickens, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The several bills on the subject of free persons of color in this State, were made the special order for Monday next, and two hundred copies of each ordered to be printed for the use of the House.

The bill to create a new Judicial Circuit, and to provide for the appointment and election of a Judge and Solicitor General thereof, was withdrawn by the unanimous consent of the House.

The House took up the report of the committee on the bill to empower the Superior Courts, to appoint petitioners to divide negroes and other personal property, and to authorize the sale of the same.

The report was agreed to, the bill was read the third time and lost.

Leave of absence was granted Messrs. Knowles, Brantley and McGar, for a few days on special business.

The House adjourned until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House met pursuant to adjournment.

And went into the committee of the Whole, Mr. Lewis of Hancock, in the chair, on the bill for the relief of Francis Daniel Sheriff of the county of Dade.

After some time spent therein the committee rose and through their chairman reported, the same back to the House without amendment.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the encouragement of Volunteer Companies and the better organization of the Military force of this State.

The committee on Military Affairs offered the following resolution as a substitute for the same, which was adopted and agreed to, to-wit :

Resolved, That his Excellency the Governor be and he is hereby requested to appoint as early as practicable, a com-

mission consisting of five competent persons whose duty it shall be to prepare a Military Code, and report the same at the opening of the next session of the Legislature.

The House took up the report of the committee for the relief of Joseph White, of the county of Jackson.

The report was agreed to. The bill was read the third time and passed.

The House took up the Report of the committee on the bill to define certain duties of the several Railroad Agents of this State, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The bill to exempt from levy and sale one negro, was on motion indefinitely postponed.

The House took up the report of the committee on the bill to change the line between the counties of Irwin and Baker.

The same was amended on motion of Mr. Pitts of Macon, as to change the line between the counties of Macon and Dooly.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to protect the holders of bills of exchange or drafts drawn, and accepted on account of shipments or transfers of cotton and to punish those who fraudulently violate their contracts of acceptance or misapply the cotton received by them or its proceeds.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to prescribe the manner in which Judges shall give their charges to Juries.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the Committee on the bill to authorize the Inferior Court of Cobb county to levy an extra tax, to build a jail in said county, and for other purposes.

The same was amended, the report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Nehemiah Garrison, of Cherokee county.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to facilitate the rendition of Judgments against Sheriffs and their securities,

The report was agreed to, the bill was read the third

time, and on the question of its passage, Mr. Fain of Union required the yeas and nays to be recorded.

There are yeas 96. There are nays 34.

Those who voted in the affirmative are Messrs :

Alexander,	Holland,	Perry,
Anderson,	Hopkins,	Pilcher,
Barksdale,	Horsley,	Prescott,
Baugh,	Howell of Lowndes,	Ragsdale,
Broyles,	Howell of Milton,	Register,
Bruton of Forsyth,	Hurst,	Render,
Brewton of Tatt-	Johnson,	Rhodes,
nall,	Jones of Mitchell,	Richards,
Cason,	Kelly,	Rozier,
Clark of Elbert,	Key,	Scott,
Clark of Monroe,	Knox,	Screven,
Colvard,	Lewis of Hancock,	Selman,
Coleman,	Lester,	Settle,
Conley,	Lofton,	Sharpe,
Cullens,	Lumpkin,	Sims,
Daniel,	Lumsden,	Smith of Bryan,
David,	Martin,	Solomons,
DeLamar,	Mays,	Sprayberry,
Delony,	McCants,	Stewart,
Dixon,	McComb,	Tatum,
Eberhart,	McCrairy,	Taylor,
Edmondson,	McDonald of Lump-	Terrell,
Ely,	kin,	Thrasher,
Fain, of Gordon,	McEver,	Turner,
Fannin of Morgan	McLendon,	Walton,
Fannin of Troup,	McRea,	Ware,
Fleming,	Mintz,	Whaley,
Gay,	Mitchell,	Whittle,
Glass,	Morris,	Williams of Clinch
Green of Cobb,	Mullens,	Williams of Musco-
Harris,	Norwood,	gee.
Hartridge,	Parks,	Worley,
Henderson of New-	Patrick,	
ton,		

Those who voted in the negative are Messrs :

Blakey,	Graham,	Joyner,
Causey,	Grovensteine,	Jones of Rabun,
Cock,	Hardin,	Keeling,
Echols,	Harper of Henry,	McDonald of Mur-
Ector,	Henderson of Hen-	ray,
Fain of Gilmer,	ry,	Nobles,
Fain of Union,	Henderson of Worth	Patton,
Finney,	Holden,	Price,
Goodman,	Holloman,	Reeder.

Smith of Hall,	Sockwell,	Tapley,
Smith of Towns,	Strickland,	Wofford,
Smith of Twiggs,	Sweat,	Young,

So the bill was passed.

The House took up the report of the committee on the bill to repeal an act entitled an act to regulate the testimony of Attornies at law, approved the 21st February, 1850.

The report was agreed to, the bill was read the third time and lost.

The bill to fix the compensation of Members, Officers and Clerks of the General Assembly of the State of Georgia, was on motion of Mr. Mintz of Jackson, indefinitely postponed.

The House took up the report of the committee on the bill to declare certain words actionable, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the penalty prescribed in the 3d section of an act entitled an act to prohibit the sale of deadly weapons, and to prescribe the manner of carrying the same, and to punish for the violation of the same, and to repeal an act entitled an act to guard and protect the citizens of this State, against the unwarrantable and too prevalent use of deadly weapons, assented to, the 25th December, 1837, approved 12th January, 1852, and for other purposes.

The report was agreed to, the bill was read the third time and on the question of its passage, the yeas and nays were required to be recorded.

There are yeas 91, there are nays 56

Alexander,	Fain of Gilmer,	Henderson of Hen'y,
Barksdale,	Fain of Gordon,	Henderson of New-
Baugh,	Fain of Union,	ton,
Blakey,	Fannin of Morgan,	Henderson of W'rth,
Bivins,	Fannin of Troup,	Herrington,
Brinson,	Fleming,	Hockenull,
Brown of Houston,	Finney,	Hogan,
Cason,	Gay,	Holden,
Clark of Elbert,	Gibson of Rich-	Holland,
Clark of Monroe,	mond,	Hopkins,
Cullens,	Grovenstein,	Howell of Lowndes,
Daniel,	Harper of Henry,	Howell of Milton,
DeLamar,	Harper of Sumter,	Hurst,
Eberhart,	Harris,	Jones of Mitchell,
Ector,	Heath,	Jones of Rabun,

Keeling,	Perry,	Smith of Coffee
Kelly,	Pilcher,	Sockwell,
Knox,	Pitts,	Stewart,
Lewis of Hancock,	Prescott,	Taylor,
Lester,	Price,	Terrell,
Lumpkin,	Ragsdale,	Tuggle,
Lumsden,	Register,	Walton,
Mays,	Reeder,	Ware,
McCants,	Render,	West,
McCairy,	Rhodes,	Whaley,
McEver,	Richards,	Whittle,
McRea,	Rozier,	Williams of Clinch,
McWhorter,	Scott,	Wilson,
Mintz,	Selman,	Worley,
Morris,	Settle,	Young,
Norwood,	Sims,	

Those who voted in the negative are Messrs :

Allan,	Hardin,	Patrick,
Broyles,	Hartridge,	Patton,
Bruton of Forsyth,	Holloman,	Screven,
Brewton of Tatt-	Holmes	Sharpe,
nall,	Horsley	Smith of Bryan,
Causey,	Johnson,	Smith of Towns,
Cock,	Joyner,	Smith of Twiggs,
Colvard	Key,	Solomons,
Coleman,	Lewis of Greene.	Sprayberry,
Conley,	Lofton,	Strickland,
Delony,	Martin,	Sweat,
Dixon,	McComb,	Tatum,
Echols,	McDonald of Lump-	Thrasher,
Edmondson,	kin,	Turner,
Ely.	McDonald of Mur-	Underwood,
Fortner	ray,	Wicker
Glass,	McLendon,	Williams of Musco-
Goodman,	Mitchell,	gee,
Graham,	Mullens	Wofford,
Green of Cobb,	Nobles,	

So the bill was passed.

The bill to enable Executors and Administrators on their own individual account, to bid for and purchase property of the estates they represent at public sales thereof, and for other purposes therein mentioned, was indefinitely postponed.

The House took up the report of the committee on the bill to allow persons to make a return of their taxable property to the Clerk of the Superior Court in certain cases, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The bill for the relief of the Executors of James Comok of Clarke county, was withdrawn from the further consideration of the House.

The following message was received from the Senate by Mr. West their Secretary :

Mr. Speaker :—The Senate has passed the following bills.

A bill to be entitled an act to repeal an act, to authorize the election of Marshal of the town of Newnan in Coweta county, approved Feb. 17th, 1854.

Also a bill to be entitled an act for the relief of Wm. D. Rigdon, of Charlton county, and for other purposes.

Also, a bill to reduce the Sheriffs bond in the county of Irwin, and for other purposes.

Also a bill to change the line between the counties of Union and Fannin.

Also, a bill to be entitled an act to compensate the Sheriff of Franklin county, for summoning Grand and Petit Jurors of said county, and for other purposes.

Also, a bill to be entitled an act for the relief of John Farmer and William Stoll, securities on the appearance bond of Newton Freeman of the county of Gilmer.

Also, a bill to be entitled an act for the relief of Henry Henson, and Elias Killpatrick of the county of Towns,

Also, a bill to be entitled an act to authorize Nicholas Grice of Merriwether county, an infirm an indigent person, to peddle without paying for the privilege of so doing.

Also, a bill to be entitled an act to incorporate the town of Stateville in Echols county, and to appoint Commissioners of the same, and for other purposes.

Also, a bill to be entitled an act to authorize the Administrator of the Estate of the late Toliver Jones, of the county of Harris, to sell all the lands belonging to the said Estate, lying in the counties of Harris, Muscogee, and Talbot, at the Court House in the county of Harris.

Also, a bill to be entitled an act to authorize William Ford of Mitchell county, Moses W Graham and Charles Findlay of Merriwether county and Russell J. Powell of Franklin county, to peddle without license.

Also, a bill to be entitled an act to incorporate the Cane Creek Hydraulic Hose Mining Company, of the county of Lumpkin.

Also, to incorporate the Etowah and Battle Branch Hydraulic Company, and for other purposes.

Also, a bill to be entitled an act to authorize the consolidation of the stock of the Milledgeville and Gordan Railroad

Company, with the stock of the Central Railroad and Banking Company of Georgia, and

Also, to authorize the consolidation of the stock of the Eatonton Branch Railroad, with the stock of the Central Railroad and Banking Company of Georgia, and

Also, to authorize an increase of the capital stock of the said Central Railroad and Banking Company of Georgia, and for other purposes.

Also, a bill to be entitled an act to suspend a part of the 5th section of an act, to provide for the Education of the children of this State, between certain ages, and to provide an annual sinking fund, for the extinguishment of the public debt for the year 1859 so far as relates to the counties of Green and Baldwin, and to authorize the Ordinaries of said counties to pay over, to certain teachers of said counties the school funds belonging to said counties, and for other purposes therein mentioned.

Also, a bill to be entitled an act to authorize Absalom E. Roberts, administrator upon the estate of Robert J. Culbreath, deceased, under an order of the Court of Ordinary of Walton county, to have the distributive share of the Widow of said deceased ascertained in the estate of said deceased, and to pay over the same to her, and then, for the balance of said estate, subject to be distributed, to be and remain the the property jointly of the two minor children of said deceased, until one of them shall marry or arrive a full age.

The House took up the report of the committee on the bill for the relief of John T. Martin of the county of Hancock.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to appropriate a sum of money to improve the navigation of the Oconee and Ocmulgee Rivers in this State.

Various amendments were received when on motion of Mr. Strickland, the same was indefinitely postponed.

Leave of absence was granted Mr. Cock of Lee, for a few days on special business.

The House adjourned until 7 o'clock, P. M.

7 O'CLOCK P. M.

The House met pursuant to adjournment, and took up the report of the committee on the Bill to exempt from Jury duty, certain Firemen, &c.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the Bill to incorporate the Baptist Church, at the head of Tennessee, in the county of Rabun.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the Bill to alter and amend the incorporation of the village of Chickasawhatchie, in formerly Lee, now Terrell county.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the Bill to change the time of holding the Inferior Courts of the County of Randolph.

The report was agreed to, the Bill was read the third time, and passed.

The House took up the report of the committee on the Bill to amend the Patrol Laws of this State, &c.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the Bill to authorize the Justices of the Inferior Court of Wayne County, to levy an extra tax, for the purpose of building and erecting a bridge across the Big Buffalo, near Sheffield's Old Mills.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the Bill to change the lines between the counties of Gwinnett and DeKalb.

Mr. Ragsdale offered a substitute for the same, which was adopted.

The report of the Committee on New Counties, which was adverse in its character, was agreed to, and the Bill therefore lost.

The Bill to change the lines between the counties of Sumter and Webster, was withdrawn.

The House went into a committee of the whole, Mr. McWhorter in the Chair, on the Bill for the relief of Charles S. Oliver, and Charles J. Oliver, of Clark county.

After some time spent therein, the Committee rose, and through their chairman, reported the same back to the House with an amendment.

The amended report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the Bill to prevent and punish free negroes and slaves, for keeping eating tables, and from living separate from their owners, &c., in the town of Crawfordville. The same was amended.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the Bill to incorporate a Volunteer Corps of Artillery, in the town of Athens, and to grant unto it certain privileges.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the Bill to change the name of the Mechanics Savings Bank, &c.

The report was agreed to, the Bill was read the third time and passed.

The following Bills of the House were read the second time, and committed for a third reading, to wit :

A Bill to be entitled an Act, to define and limit the form of municipal corporations of this State, and for other purposes therein mentioned.

A Bill for the relief of John A. Bartlett, and Lucinda Ellis, of the county of Bibb, and to legalize their marriage.

A Bill to exempt negroes employed by contractors in the construction of Rail Roads, from liability to work on roads on certain conditions.

A Bill to exempt from taxation, certain property, &c.

A Bill to regulate the payment of the common or poor school fund for the county of Newton, and to require the teachers in said county, to be examined by a committee appointed by the Inferior Court of said county, and for other purposes.

A Bill to prevent the killing of game, birds, &c., in Richmond county.

A Bill to provide for the payment of officers presiding at the polls on elections, hereafter to be held in Taliaferro county, and for other purposes.

A Bill to incorporate the South Western Magnetic Telegraph Company, and for other purposes.

A Bill to enforce the Road Laws of this State.

A Bill to repeal an Act, entitled an Act, to prescribe certain rules and regulations, to be observed by the several Rail Road Companies, &c.

A Bill to authorize the Governor, in the name of this State, to endorse the coupon bonds of the Thomaston & Barnesville Rail Road Company, for the amount, and on the conditions in said act mentioned.

A Bill to alter and amend the charter of the city of West Point, and for other purposes.

A Bill to extend the time for the Cherokee Volunteers to present their claims, and to authorize the payment of claims for rations and forage, furnished to Captain Witcher's Company, in 1838.

A Bill to appropriate money to build a State Library.

A Bill for the relief of William Rankin, of the county of Muscogee.

A Bill to appropriate one million of Dollars, for the purpose of building a new State House for the State of Georgia, and for other purposes.

A Bill to incorporate Culverton Academy, in the County of Hancock.

A Bill to incorporate the Marietta Paper Mill Company, and for other purposes.

A Bill to amend an Act approved March 4th, 1856, incorporating the Bank of Sparta, and to confer certain privileges upon the corporators therein named, and to provide for the construction of a Rail Road from Sparta to Tennille, or any other point on the Central Rail Road.

A Bill to incorporate the town of Powder Springs, and the Powder Springs High School, in the county of Cobb, and for other purposes.

A Bill to encourage Rail Road enterprises, in this State, and,

A Bill for the relief of Charles Whitlock, of DeKalb county, and,

A Bill to appropriate money to complete the repairs of the Penitentiary, to fix the salaries of overseers, &c.

The following Bills were read the second time, and referred to the Judiciary committee, to-wit :

A Bill to amend the rent laws of this State, and to render certain property first liable to pay debts due for rent, and for other purposes.

A Bill to provide for condensing decisions of the Supreme Court of Georgia, &c.

A Bill to alter and amend an Act, entitled an Act, to alter and amend the 15th Section of the 11th Division of the Penal Code, approved March 5th, 1856.

A Bill to provide for the issuing of summary and compulsory process for witnesses in all criminal cases in this State upon the conditions therein mentioned, and,

A Bill to amend the tax Laws of this State.

The Bill to alter and change the lines between Talbot and Meriwether counties, was read the second time, and referred to the committee on new counties.

The Bill to compensate James Hamilton, for services rendered this State as commissioner and surveyor, in 1856, was read the second time, and referred to the committee on Finance.

Leave of absence was granted Messrs. McCrairy, and Dixon of Muscogee, for a few days on special business.

The following Bills were read the second time, and ordered to be engrossed, to-wit :

A Bill for the relief of Johnson P Wellborn, of the county of Union.

A Bill to authorize Whitnall Horne, of the county of Bibb, to practice medicine, and charge and collect compensation for the same.

A Bill to legalize the marriage of John G. McMichael; with Elizabeth Ethridge, &c., and,

A Bill to allow the Inferior Court of Dawson county, to levy an extra tax.

The House adjourned till 9 $\frac{1}{2}$ o'clock, A. M., to-morrow.

SATURDAY, DECEMBER 3rd, 1859.

The House met pursuant to adjournment.

Mr. Worley of Cherokee, moved to reconsider so much of the Journal of yesterday as relates to the indefinite postponement of the bill to fix the compensation of members, officers and Clerks of the General Assembly of Georgia.

Upon this proposition he required the yeas and nays to be recorded.

There are yeas 44; There are nays 87

Those who voted in the affirmative are Messrs :

Baugh,	Hopkins,	Patton,
Blakey,	Hurst,	Prescott,
Broyles	Jones of Rabun,	Price
Cullens,	Kelly,	Ragsdale,
Eberhart,	Key,	Reeder,
Fain of Gilmer,	Lewis of Greene,	Rozier,
Fain of Gordon,	Lester,	Selman,
Fain of Union,	Lumsden,	Smith of Hall,
Fannin of Troup,	Mays,	Smith of Towns,
Fleming,	McDonald of Mur-	Sockwell,
Gay,	ray,	Strickland.
Green of Cobb,	McEver,	Tuggle,
Harper of Henry,	Mintz,	Whaley,
Henderson of Henry	Mitchell,	Wicker
Herrington,	Parks,	Worley
Hockenhull,		

Those who voted in the negative are Messrs.

Alexander,	Harper of Sumter,	Pitts,
Allan,	Harris,	Register,
Anderson,	Hartridge	Render,
Barksdale	Heath,	Rhodes,
Bivens,	Henderson of Worth	Richards,
Brown of Houston,	Hogans	Scott
Cason,	Holden,	Screven,
Clark of Elbert,	Holland,	Settle,
Clark of Monroe,	Holloman,	Sharpe,
Colvard,	Holmes,	Sims,
Coleman,	Horsley,	Smith of Bryan,
Conley,	Howell of Lowndes,	Smith of Coffee,
Daniel.	Howell of Milton,	Smith of Twiggs,
David,	Hutchins,	Sprayberry,
DeLamar,	Johnson,	Stewart
Delony,	Keeling	Sweat,
Dixon,	Knox	Tapley,
Echols,	Lofton,	Tatum,
Ector,	Lumpkin,	Taylor,
Edmondson,	Martin,	Terrell,
Ely,	McDonald of Lump-	Thrasher,
Fannin of Morgan,	kin,	Turner,
Farnell,	McLendon,	Walton,
Finney,	McRea,	Ware,
Fortner	McWhorter,	West,
Glass,	Mullens	Williams of Clinch,
Goodman,	Nobles,	Williams of Musco-
Graham,	Norwood,	gee,
Grovenstein,	Perry,	Wilson.
Harkness,	Pilcher,	Young.

So the motion was lost.

On motion of Mr. Lester so much of the Journal of yesterday was reconsidered as relates to the rejection of the bill for the relief of Nehemiah Garrison of Cherokee county and for other purposes.

The bill was then withdraw.

Mr. Sprayberry moved to reconsider so much of the Journal of yesterday, as related to the passage of the bill relative to the penalty for carrying concealed weapons.

Upon this question Mr. Holmes required the yeas and nays to be recorded.

There are yeas 46 ; There are nays 76.

Those who voted in the affirmative are Messrs.

Allen,	Graham,	Ragsdale,
Brown of Houston,	Hardin,	Screven,
Broyles,	Hartridge,	Selman,
Brewton of Tatt-	Holmes	Sharpe,
nall,	Hutchins,	Smith of Towns,
Causey,	Johnson,	Smith of Twiggs,
Coleman,	Key,	Sprayberry,
Conley,	Lofton,	Strickland,
Delony,	McDonald of Lump-	Sweat,
Dixon,	kin,	Tapley,
Echeis,	McDonald of Mur-	Tatum,
Edmondson,	ray,	Thrasher,
Ely,	McLendon,	Turner,
Finney,	Mitchell,	Wicker,
Gless,	Mullens,	Williams of Musco-
Goodman,	Patton,	gee,
	Price,	Wofford,

Those who voted in the negative are Messrs :

Anderson,	Henderson of	Perry,
Barksdale,	Worth,	Pilcher,
Baugh,	Herrington,	Register,
Blakey,	Hockenhull,	Reeder,
Bivins,	Holden,	Render,
Brinson,	Holland,	Rhodes,
Cason,	Hopkins,	Richards,
Clark of Elbert,	Howell of Lowndes,	Rozier,
Clarke of Monroe,	Howell of Milton,	Scott
Colvard,	Hurst,	Settle,
Cullens	Jones of Mitchell,	Simms,
Daniel,	Jones of Rabun,	Smith of Bryan,
David,	Kelling,	Smith of Coffee,
Eberhart,	Kelly,	Sockwell,
Ector,	Knox,	Stewart,
Fain of Gilmer,	Lewis of Hancock,	Terrell,
Fain of Union,	Lester,	Tuggle,
Fannin of Morgan,	Lumsden,	Walton
Fannin, of Troup,	Mays	Ware,
Farnell,	McCants,	West,
Fleming,	McEver	Whaley,
Gay,	Mintz,	Whittle,
Gibson of Rich-	McRea,	Williams of Clinch,
mond,	Morris,	Worley,
Grovensteine,	Nobles,	Young,
Harper of Henry,	Norwood,	
Henderson of Henry		

So the motion did not prevail.

Mr. Settle moved to reconsider so much of the Journal of yesterday as relates to the passage of the bill for the relief of Andrew J. Lovelady, of the county of Pickens and for other purposes.

The yeas and nays were ordered to be recorded on this proposition.

There are yeas 57 There are nays 72.

Those who voted in the affirmative, are Messrs :

Anderson,	Harper of Henry	Mitchell,
Barksdale	Henderson of Henry	Mullens,
Bivins,	Holloman,	Patrick,
Brinson,	Horsley,	Reeder,
Brown of Houston	Howell of Lowndes,	Render,
Broyles,	Howell of Milton,	Rhodes,
Causey,	Hurst,	Selman,
Clarke of Elbert,	Hutchins,	Settle,
Clark of Monroe,	Kelly,	Sims,
Colvard,	Key,	Smith of Hall,
Coleman,	Lumpkin,	Smith of Twiggs,
Conley,	Lumsden,	Terrell,
David,	McCauts,	Turner,
Dixon,	McDonald of Mur-	Tuggle,
Eberhart,	ray,	Underwood,
Fain of Union,	McEver,	Whittle,
Fannin of Morgan,	McWhorter,	Wilson,
Fleming,		

Those who voted in the negative were Messrs :

Allan,	Glass	Jones of Mitchell,
Baugh,	Gibson of Rich-	Jones of Rabun,
Blakey,	mond,	Keeling,
Brewton of Tatnall,	Goodman,	Knox,
Cason,	Graham,	Martin,
Cook,	Hardin,	Mays,
Cullens,	Harper of Sumter,	McDonald of Lump-
Daniel,	Hartridge,	kin,
Echols,	Heath,	McLendon,
Ector,	Henderson of Wo'th	McRea,
Edmondson,	Herrington,	Morris,
Ely,	Hockenhull,	Nobles,
Fain of Gilmer,	Hogans	Nobles,
Fain of Gordon,	Holland,	Norwood,
Fannin of Troup,	Holmes,	Parks,
Finney,	Hopkins,	Perry,
Fortner,	Johnson,	Pilcher,

Prescott,	Smith of Coffee,	Thrasher,
Price,	Smith of Towns,	Ware,
Ragsdale,	Sockwell,	West,
Register,	Sprayberry	Whaley,
Rosier,	Stewart,	Williams of Clinch,
Scott,	Strickland,	Wofford,
Screven,	Sweat,	Young.
Sharpe,	Tapley,	
Smith of Bryan,	Tatum,	

So the motion did not prevail.

Leave of absence was granted Mr. Smith of Twiggs, on account of sickness in his family.

The House went into Committee of the Whole, Mr. McWhorter of Greene in the Chair, on the bill to make an appropriation to endow a chair of Natural Science and Agriculture in the Cherokee Baptist College, and for other purposes, therein mentioned.

After some time spent therein, the Committee rose, and reported the same back to the House with an amendment.

The report was agreed to, the bill was read the third time and on the question of its passage, the yeas and nays were required to be recorded.

There are yeas 42 ; There are nays 101.

Those who voted in the affirmative, are Messrs :

Alexander,	Hartridge,	Register,
Allan,	Herrington,	Rozier,
Baugh,	Hockenhull,	Scriven,
David,	Jones of Rabun,	Sharpe,
Delony,	Keeling,	Smith of Hall,
Echols,	Lewis of Hancock,	Smith of Towns,
Ely,	Lester,	Sockwell,
Fain of Gilmer,	McDonald of Lum-	Tatum,
Fain of Gordon,	kin,	Terrell,
Fannin of Troup,	Parks,	Thrasher,
Gibson of Rich-	Patton,	Turner,
mond,	Pitts,	Williams of Clinch,
Graham,	Prescott,	Wofford,
Green of Cobb,	Price,	Young.
Hardin,		
Harris,		

Those who voted in the negative, are Messrs ,

Anderson,	Henderson of New-Mullens,	
Barksdale,	ton,	Nobles,
Blakey,	Henderson of Worth	Norwood,
Bivins,	Hogans,	Patrick,
Brinson	Holden,	Perry,
Brown of Houston,	Holland,	Pilcher,
Brinson,	Holloman,	Ragsdale.
Broyles,	Holmes,	Reeder,
Bruton of Forsyth,	Hopkins,	Render,
Brewton of Tattnall	Horsley,	Rhodes,
Causey,	Howell of Lowndes	Richards,
Clark of Elbert,	Howell of Milton,	Scott,
Clark of Monroe,	Hurst,	Selman,
Colvard,	Hutchins,	Settle,
Coleman,	Irwin,	Sims,
Conley,	Johnson,	Smith of Bryan,
Cook,	Jones of Mitchell,	Smith of Coffee,
Cullens,	Kelly,	Smith of Twiggs,
Daniel,	Key,	Solomons,
Dixon,	Knox,	Stewart,
Eberhart,	Lofton,	Strickland,
Edmondson,	Lumpkin,	Sweat,
Fain of Union,	Lumsden,	Taylor,
Fannin of Morgan,	Martin,	Tuggle,
Farnell,	Mays,	Underwood,
Fleming,	McCants,	Vanover,
Finney,	McComb,	Walton,
Gay,	McDonald of Mur-	Ware,
Glass,	ray,	Whittle,
Goodman,	McEver,	Wicker,
Grovensteine,	McLendon,	Williams of Mus-
Harkness,	McRea,	cogee,
Harper of Henry,	McWhorter,	Wilson,
Harper of Sumter,	Mintz,	Worley,
Heath,	Mitchell,	
Henderson of Henry,	Morris,	

So the bill was lost.

Mr. Lewis of Hancock, from the committee on public education reported back the several bills referred to said committee, with a substitute for the whole of them, which a majority of the committee recommended.

He also submitted a report with the papers and other documents therein referred to, which would be accompanied by a minority report of Mr. Strickland of Madison, and moved that two hundred copies of the substitute, and one

thousand copies of the reports and accompanying statistics and documents be printed for the use of the House.

Also that all bills relative to education now pending be referred to the committee on this subject, and made the special order for Wednesday next, all of which motions prevailed.

The following message was received from the Senate, by Mr. West, their Secretary, to-wit:

Mr. Speaker:—The Senate have passed the following bills to wit:

A bill to be entitled an act, to repeal all laws under, and by authority of which pedlars and itinerant traders have been permitted to pursue their occupations in this State, except as herein specified, and to provide and impose penalties upon each and every person, who may after this act, is provided to take effect, be detected in the violation of the provisions thereof, and for other purposes therein specified. Also,

A bill to be entitled an act, to alter and change the times of holding the Superior Courts of the counties of Wilcox, Telfair, Irwin, Berrien and Glynn, and for other purposes therein named. Also,

A bill to be entitled an act, to change the time of holding the Superior courts of the county of Pierce. Also,

A bill to be entitled an act, to authorize the Ordinary of the county of DeKalb to pay arrearages due J. F. Buchanan, a teacher of poor children in said county for the year 1853. Also,

A bill to be entitled an act, for the relief of W. F. C. Faulkner of Madison county. Also,

A bill to be entitled, an act to incorporate the Vernon Shell Road Company, &c. &c. Also,

A bill to be entitled an act, to legalize and enforce the operations of the Board of Police for the 15th Dist. G. M. of the county of Liberty, to confer upon the same, certain rights, powers and privileges therein mentioned, and to establish by law the system of mounted police, now mentioned in said District.

The Senate has also passed the following bills of the House of Representatives.

A bill to be entitled an act for the relief of the legatees of William Watson, dec. Also,

A bill to be entitled an act, to incorporate a corps of Infantry in the town of Fort Valley

And also to incorporate the Oglethorpe Light Infantry

of Savannah, and to confer certain privileges on the same, with an amendment, in which amendment they ask the concurrence of the House.

The Senate has also concurred in an amendment of the House of Representatives, to

A bill of the Senate to be entitled an act, to incorporate the Trustees of the Presbyterian Church in the town of Perry, Houston county, and to incorporate Americus Lodge, No. 13, of Free and Accepted Masons of the city of Americus Sumter county, Georgia.

The following message was received from His Excellency the Governor, by Mr. Campbell, his Secretary, to wit :

Mr. Speaker: I am directed by His Excellency the Governor, to lay before this branch of the General Assembly a communication in writing, relative to the boundary line between Georgia and Florida, together with the accompanying correspondence.

The following message was received from His Excellency the Governor by Mr. Campbell his Secretary, to wit :

Mr. Speaker: The Governor has signed the following bills:

A bill to incorporate the Lucy Cobb Institute for the education of young ladies in the town of Athens.

A bill to authorize the Administrators of William Q. Anderson, deceased, and of Thomas Faver, deceased, to sell the real estate of said deceased, and for other purposes.

A bill to allow Nicholas A. Long of the State of Florida, to obtain letters testamentary according to the laws now in force in this State, upon the estate of John Long, deceased, of Washington county.

A bill to consolidate the offices of Tax Collector and Tax Receiver, of the county of Irwin.

A bill for the relief of securities upon bonds of substituted Trustees, and for other purposes therein named.

A bill to protect and encourage the erection of artificial fish ponds, and to make trespass upon the same penal, and other purposes.

Also a resolution to authorize the Governor to subscribe for the public laws, in pamphlet form, of the present session.

The following message was received from His Excellency the Governor, by Mr. Campbell, his Secretary, to-wit :

Mr. Speaker:—I am directed by His Excellency the Governor to return to this branch of the General Assembly from

whence it originated, the bill entitled an act, for the relief of Virginia Louise Howell, of the county of Hancock, accompanied with a communication in writing.

The following message was received from the Senate by Mr. West, their Secretary :

Mr. Speaker :—The Senate has passed,

A bill to be entitled an act to incorporate the town of Moultrie, in the county of Colquitt, and to confer certain privileges and powers on the commissioners, and to amend the several acts incorporating the city of Rome, and to confer certain privileges on the Mayor and Council of the city of Albany, and to amend the act incorporating the town of Monticello in the county of Jasper, and for other purposes therein mentioned.

The Senate has also passed the following bill which I am directed to transmit forthwith to the House of Representatives, to-wit ;

A bill to be entitled an act to regulate the Agencies of Foreign Insurance Companies, and to provide for the appointment of an Insurance Commissioner.

Mr. David from the committee on enrollment reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives :

An act for the relief of a portion of the legatees of Wm. Watson, deceased.

The following Message was received from the Senate by Mr. West, their Secretary :

Mr. Speaker :—I am directed by the Senate forthwith to inform the House of Representatives that they have agreed to a resolution for the purpose of appointing a committee to examine the census taken during the present year, and ascertaining the 37 counties having the greatest representative population, &c., in which they ask the concurrence of the House.

In pursuance of which resolution Messrs. Evans, Seward and Gartrell, have been appointed that committee on the part of the Senate.

The House adjourned until 3½ o'clock, P. M.

3½ O'CLOCK, P. M.

The House met pursuant to adjournment.

The House went into committee of the Whole, Mr. Lewis of Hancock in the chair, on the bill to provide for the purchase and manufacture of arms for the State, and for other purposes therein named.

And the bill to lend the bonds of the State of Georgia to Mark A. Cooper, for purposes therein specified.

The committee on Military Affairs reported as a substitute for the foregoing bills,

A bill to provide for the establishment of a Foundry and Armory, for the manufacture of Ordnance and small arms and to appropriate money for the same, and for other purposes.

The committee rose and through their chairman reported the original bills, and proposed substitute back to the House.

Mr. McWhorter, offered as a substitute for the original bills and substitute of the committee on Military Affairs,

A bill to appropriate one hundred and fifty thousand dollars, for the purpose of erecting an armory in this State.

Mr. Strickland, moved the adoption of the substitute of Mr. McWhorter, and upon this called the previous question which was seconded.

The yeas and nays were recorded on the main question.

There are yeas 50. There are nays 92.

Those who voted in the affirmative are Messrs :

Bivins,	Hollomon,	Render,
Causey,	Hopkins,	Scott
Clark of Elbert,	Howell of Lowndes,	Screven,
Clark of Monroe,	Howell of Milton,	Settle,
Fannin of Troup,	Hurst,	Smith of Bryan,
Delony,	Kelly,	Smith of Twiggs,
Eberhart,	Key,	Strickland,
Ector,	Lumsden,	Tapley,
Fannin of Morgan,	McCants,	Taylor,
Farnell,	McWhorter,	Terrell,
Goodman,	Mitchell,	Tuggle,
Grovensteine,	Mullens,	Ware,
Harkness,	Patrick,	Whittle
Hartridge,	Perry,	Wicker,
Heath,	Prescott,	Wilson,
Henderson of Hen-	Ragsdale,	Young,
ry,	Reeder,	
Henderson of New-		
ton.		

Those who voted in the negative are Messrs :

Alexander,	Hardin,	Morris,
Allen,	Harper of Henry,	Nobles,
Anderson,	Harper of Sumter,	Norwood,
Baugh,	Harris.	Parks,
Blakey,	Henderson of	Patton,
Brinson,	Worth,	Pilcher,
Brown of Houston,	Herrington,	Pitts,
Broyles,	Hockenhull,	Price,
Bruton of Forsyth,	Holland,	Register
Cason,	Holmes,	Rhodes,
Colvard,	Horsley,	Richards,
Coleman,	Hutchins,	Rozier,
Conley,	Johnson,	Selman,
Cook,	Jones of Mitchell,	Sharpe,
Cullens,	Jones of Rabun,	Sims,
Daniel,	Kelly,	Smith of Coffee,
David,	Knox,	Smith of Hall,
DeLamar,	Lewis of Greene,	Sockwell,
Dixon,	Lewis of Hancock,	Sprayberry,
Echols,	Lester,	Stewart,
Edmondson,	Lofton,	Sweat,
Ely,	Lumpkin,	Tatum,
Fain of Gilmer,	Martin,	Thrasher,
Fain of Gordon,	Mays,	Turner,
Fain of Union,	McComb,	Underwood,
Fannin of Troup,	McDonald of Lump-	Walton
Fleming,	kin.	West,
Gay,	McDonald of Mur-	Whaley
Glass,	ray,	Williams of Clinch,
Gibson of Rich-	McEver,	Williams of Musco-
mond,	McLendon,	gee,
Graham	McRea,	Wofford,
Greene of Cobb,	Mintz,	Worley,

So the substitute of Mr. McWhorter was not adopted.

Mr. McWhorter, then moved the indefinite postponement of the original bills and substitute of the committee on Military Affairs.

Upon this motion he called the previous question which was seconded, but the motion to postpone was lost.

Mr. Hartridge, offered as a substitute for the original bills and first substitute,

A bill to authorize the Governor to purchase arms for the use of the Volunteer Companies of this State, and for other purposes therein mentioned.

Mr. Lumsden moved the adoption of the substitute of Mr. Hartridge, and upon this called the previous question which was seconded.

The yeas and nays were recorded on the main question.

There are yeas 66, there are nays 76.

Those who voted in the affirmative are Messrs :

Barksdale,	Henderson of New-Prescott,	
Bivins,	ton,	Ragsdale,
Brown of Houston,	Herrington,	Reader,
Bruton of Forsyth,	Holloman,	Render,
Brewton of Tatt-	Hopkins,	Rhodes,
nall,	Horseley,	Rosier,
Cason,	Howell of Lowndes,	Scott,
Causey.	Howell of Milton,	Screven,
Clark of Elbert,	Hurst,	Selman,
Clarke of Monroe,	Jones of Mitchell,	Settle,
Colvard,	Kelly,	Sims,
Conley,	Lofton,	Smith of Bryan,
Delony,	Lumsden,	Smith of Twiggs,
Dixon,	Martin,	Stewart,
Eberhart,	McCants,	Strickland,
Ector,	McLendon,	Tapley,
Fain of Union,	McWhorter,	Terrell,
Fannin of Morgan,	Mitchell,	Tuggle,
Goodman,	Morris,	Ware,
Grovensteine,	Mullins.	Whittle,
Harper of Sumter,	Patrick,	Wicker,
Hartridge,	Perry,	Wilson,
Heath,	Pitts,	Young,

Those who voted in the negative are Messrs :

Alexander,	Fleming,	Lewis of Greene,
Allan,	Gay,	Lewis of Hancock,
Anderson,	Glass,	Lester,
Baugh,	Gibson of Richm'nd	Lumpkin,
Blakey,	Gaaham,	Mays,
Brinson,	Green of Cobb,	McComb,
Broyles,	Hardin,	McDonald of Lump-
Coleman,	Harper of Henry,	kin,
Cook,	Harris,	McDonald of Mur-
Cullens,	Henderson of Hen-	ray,
Daniel,	ry,	McEver,
David,	Henderson of Worth	McRea,
DeLamar,	Hockenhull,	Mintz,
Echols,	Holland,	Nobles,
Edmondson,	Holmes	Norwood,
Ely,	Hutchins,	Parks,
Fain of of Gilmer,	Johnson,	Patton,
Fain of Gordon,	Jones of Rabun,	Pilcher,
Fannin of Troup,	Keeling,	Price,
Farnell,	Knox,	Register,

Richards,	Taylor,	Whaley,
Sharpe,	Thrasher,	Williams of Clinch,
Smith of Coffee,	Turner,	Williams of Musco-
Sockwell,	Underwood,	gee,
Sprayberry,	Walton,	Wofford,
Tatum,	West,	Worley,

So the same was not adopted.

The question recurring upon the adoption of the substitute of the committee on Military Affairs.

Mr. Smith of Bryan, called the previous question which was sustained.

The yeas and nays were recorded on the main question,

There are yeas 72. There are nays 71.

Those who voted in the affirmative are Messrs.

Alexander,	Hartridge,	Norwood,
Allan,	Heath,	Parks,
Anderson,	Henderson of Worth,	Patton,
Brewton of Tatt-	Hockenhull,	Pilcher,
nall,	Holland,	Price,
Coleman,	Holmes,	Register,
Cook,	Howell of Lowndes,	Richards,
Cullens,	Hutchins,	Screven,
DeLamar,	Johnson,	Sharpe,
Delony,	Jones of Rabun,	Smith of Coffee,
Echols,	Keeling,	Smith of Towns,
Edmondson,	Knox,	Sockwell,
Ely,	Lewis of Greene,	Sprayberry,
Fain of Gilmer,	Lewis of Hancock,	Sweat,
Fain of Gordon,	Lester,	Tatum,
Fain of Union,	Mays,	Terrell,
Fannin of Troup,	McComb,	Thrasher,
Fleming,	McDonald of Lump-	Turner,
Gay,	kin,	West,
Glass,	McDonald of Mur-	Whaley,
Gibson of Rich-	ray,	Williams of Clinch,
mond,	McEver,	Williams of Mus'gee
Graham,	McRea,	Wofford,
Hardin,	Mintz,	Worley,
Harris,	Nobles,	

Those who voted in the negative are Messrs.

Barksdale,	Henderson of New-	Reeder,
Blakey,	ton,	Render,
Bivins,	Herrington,	Rhodes,
Brinson,	Hogans,	Rozier,
Brown of Houston,	Holloman,	Scott.
Broyles,	Hopkins,	Selman,
Bruton of Forsyth,	Horsley,	Settle,
Cason,	Howell of Milton,	Sims,
Causey,	Hurst,	Smith of Bryan,
Clarke of Elbert,	Kelly,	Smith of Twiggs,
Clarke of Monroe,	Key,	Stewart
Colvard,	Lofton,	Strickland,
Conley,	Lumpkin,	Tapley,
Daniel,	Lumsden,	Taylor,
Dixon,	Martin,	Tuggle,
Eberhart,	McCants,	Underwood,
Ector,	McLendon,	Walton,
Fannin of Morgan,	McWhorter,	Ware,
Farnell,	Mitchell,	Whittle
Goodman,	Morris,	Wicker,
Green of Cobb,	Mullins,	Wilson,
Grovenstein,	Perry,	Young,
Harper, of Henry,	Pitts,	
Harper, of Sumter,	Prescott,	
Henderson of Hen-	Ragsdale,	
ry,		

So the first substitute was adopted.

The report thereon was agreed to, the bill was read the third time, and on the question of its passage, the yeas and nays were required to be recorded.

There are yeas 65. There are nays 77.

Those who voted in the affirmative are Messrs :

Alexander,	Edmondson,	Harris,
Allan,	Ely,	Henderson of Worth
Anderson,	Fain of Gilmer,	Hockenhull,
Baugh,	Fain of Gordon,	Holland,
Cason,	Fannin of Troup,	Holmes,
Coleman,	Fleming,	Hutchins,
Cook,	Gay,	Johnson,
Cullens,	Glass,	Jones of Rabun,
David,	Gibson of Rich-	Keeling,
DeLamar,	mond,	Knox,
Delony,	Graham,	Lewis of Greene,
Echols,	Hardin,	Lewis of Hancock,

Lester,	Parks,	Sweat,
Mays,	Patton,	Tatum,
McComb,	Pileher,	Thrasher,
McDonald of Lump-Price,	Turner,	
kin,	Register,	Whaley,
McDonald of Mur-Richards,	Williams of Clinch.	
ray,	Scriven,	Williams of Mus-
McEver,	Sharpe,	cogee,
McRea,	Smith of Collee,	Wofford,
Mintz,	Sockwell,	Worley,
Nobles,	Sprayberry,	Young,

Those who voted in the negative are Messrs.

Barksdale,	Perry,	Hartridge,
Blakey,	Heath,	Pitts,
Bivins,	Henderson of Hen-	Prescott,
Brimson,	ry,	Ragsdale,
Brown of Houston,	Henderson of New-	Reeder,
Broyles,	ton,	Render,
Bruton of Forsyth,	Herrington,	Rhodes,
Brewton of Tatt-Hogans,	Rosier,	
nall,	Holloman,	Scott,
Causey,	Hopkins,	Selman,
Clark of Elbert,	Horsely,	Settle,
Clark of Monroe,	Howell of Lowndes,	Sims,
Colvard,	Howell of Milton,	Smith of Bryan,
Conley,	Hurst,	Smith of Towns,
Daniel,	Kelly,	Smith of Twiggs,
Dixon,	Key,	Stewart,
Eberhart,	Lofton,	Srickland,
Ector,	Lumpkin,	Tapley,
Eain of Union,	Lumsden,	Taylor,
Fannin of Morgan,	Martin,	Terrell,
Farnell,	McCants,	Tuggle,
Goodman,	McLendon,	Underwood,
Greene of Cobb,	McWhorter,	Walton,
Grovensteine,	Mitchell,	Ware,
Harkness,	Morris,	Whittle,
Harper of Henry,	Mullins,	Wicker,
Harper of Sumter,	Norwood,	Wilson,

So the Bill was lost, and the House adjourned until 9 $\frac{1}{2}$ o'clock A. M., Monday

MONDAY, DECEMBER 5th, 1859.

The House met pursuant to adjournment.

On motion of Mr. Fannin, of Troup, so much of the Journal of Saturday was re-considered as relates to the re-

jection of the bill to appropriate money to endow a Chair of Natural Science and Agriculture, in the Cherokee Baptist College and for other purposes therein mentioned. The same was withdrawn from the further consideration of the House.

Mr. Ely moved to reconsider so much of the Journal of Saturday as relates to the rejection of the bill to lend the bonds of the State of Georgia to Mark A. Cooper, and the bill to establish an Armory in this State, and the several substitutes offered thereto.

Upon this proposition the yeas and nays were required to be recorded.

There are yeas 61. There are nays 80.

Those who voted in the affirmative are Messrs :

Allan,	Hardin,	Morris,
Anderson,	Harris,	Nobles,
Baugh,	Henderson of Worth,	Parks,
Broyles,	Hockenhull,	Price
Coleman,	Holden,	Register,
Cook,	Holmes,	Sharpe,
Cullens	Horsley	Smith of Coffee
David,	Hutchins,	Smith of Hall,
DeLanaar,	Johnson,	Smith of Towns,
Dixon,	Jones of Mitchell,	Sockwell,
Echols,	Jones of Rabun,	Sprayberry,
Edmondson,	Knox,	Sweat,
Ely,	Lewis of Hancock,	Thrasher,
Fain of Gilmer,	Lester,	Whaley,
Fain of Gordon,	McDonald of Lump-	Williams of Clinch,
Fannin of Troup,	kin,	Williams of Musco-
Fleming,	McDonald of Mur-	gee,
Fortner,	ray,	Wilson,
Gay,	McEver,	Wofford,
Glass,	McRea,	Worley,
Gibson of Richm'nd	Mintz,	Young.
Graham,		

Those who voted in the negative are Messrs.

Alexander,	Clarke of Mouroe,	Fannin of Morgan,
Barksdale,	Colbert,	Farnell,
Blakey,	Conley,	Goodman,
Bivins,	Daniel,	Greene of Cobb.
Brown of Sumter,	Delony,	Grovensteine,
Brewton of Tattnall	Earle,	Harkness,
Cason,	Eberhart,	Harper of Henry,
Causey,	Ector,	Harper of Sumter,
Clark of Ebert,	Fain of Union,	Hartridge,

Heath,	McCants,	Settle,
Henderson of Henry,	McGar,	Sims,
Henderson of New,	McLendon,	Smith of Bryan,
Herrington,	McWhorter,	Solomons,
Hicks,	Mitchell,	Stewart,
Holland,	Mullens,	Strickland,
Holloman,	Norwood,	Tapley,
Hopkins,	Patrick,	Turner,
Howell of Lowndes,	Perry,	Tuggle,
Howell of Milton,	Pileher,	Underwood,
Hurst,	Pitts,	Vanover,
Keeling,	Prescott,	Vaughn,
Kelly,	Ragsdale,	Walton,
Key,	Reeder,	Ware,
Lewis of Green,	Render,	West,
Lofton,	Rozier,	Whittle,
Lumpkin,	Scott,	Wicker,
Lunsden,	Screven,	
Martin,	Selman,	

So the motion did not prevail,

Mr. Lester moved to re-consider so much of the Journal of yesterday as relates to the refusal of the House to adopt the substitute offered by the committee on Military Affairs, for the two original bills mentioned.

This motion was lost.

Mr. Hartridge moved to re-consider so much of the Journal of Saturday as relates to the rejection of the substitute offered by him for said original bills.

Upon this proposition the yeas and nays were required to be recorded.

There are yeas 92. There are nays 56.

Those who voted in the affirmative are Messrs.

Alexander.	Conley,	Harper of Sumter,
Anderson,	Cullens,	Hartridge,
Barksdale,	David,	Heath.
Blakely,	Delony,	Henderson of New-
Bivins,	Dixon,	ton,
Brown of Sumter,	Eberhart,	Henderson of Worth
Broyles,	Ector,	Herrington,
Bruton of Forsyth.	Ely,	Hogans
Brewton of Tatnall,	Finney,	Holland,
Cason,	Fortner,	Holloman,
Causey,	Goodman,	Holmes,
Clark of Elbert,	Green of Cobb,	Hopkins,
Clark of Monroe,	Grovensteine,	Horsley,
Colvard,	Harkness.	Howell of Lowndes

Howell of Milton,	Pitts.	Sweat,
Hurst,	Ragsdale,	Prescott,
Kelly,	Register,	Tapley,
Lester.	Reeder,	Tatum,
Lofton,	Render,	Taylor,
Lumpkin,	Rozier,	Terrell,
Lumsden.	Scott,	Turner,
Martin,	Screven,	Tuggle,
McCants,	Settle,	Vaughn,
McLendon,	Sims,	Walton,
McWhorter,	Smith of Bryan,	Ware,
Mitchell,	Smith of Coffee,	West,
Morris,	Sockwell,	Whaley,
Nobles,	Solomons,	Whittle,
Norwood,	Sprayberry,	Wicker,
Patrick,	Stewart,	Wilson,
Perry,	Strickland,	Young,

Those who voted in the negative are Messrs.

Allan,	Harris,	McEver,
Baugh,	Henderson of Henry	McRea,
Coleman,	Hicks,	Mintz,
Cook,	Hockenhull,	Mullins,
Daniel,	Holden,	Parks,
DeLamar,	Hutchins,	Patton,
Echols,	Johnson,	Pilcher,
Edmondson,	Jones of Mitchell,	Price,
Fain of Gilmer,	Jones of Rabun,	Selman,
Fain of Gordon,	Keeling,	Sharpe,
Fain of Union,	Key,	Smith of Hall,
Fannin of Morgan,	Knox,	Thrasher,
Fannin of Troup,	Lewis of Greene,	Underwood,
Farnell,	Lewis of Hancock,	Williams of Clinch,
Fleming,	Mays,	Williams of Musco-
Gay,	McComb,	gee,
Glass,	McDonald of Lump-	Wofford,
Gibson of Richm'd,	kin,	Worley,
Graham,	McDonald of Muu-	
Hardin,	ray,	
Harper of Henry,		

So the motion prevailed.

The following message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker : The Senate have passed the following bills of the House of Representatives, with amendments, in which they ask the concurrence of the House, to wit:

A bill to be entitled an act to incorporate the Etowah and Agraria Hydraulic Hose Mining Company.

Also a bill to be entitled an act to amend an act entitled an act to incorporate the Yahoola River and Cave Creek Hydraulic Hose Mining Company, assented to 11th December 1858.

The following message was received from His Excellency the Governor, by Mr. Campbell, his Secretary.

Mr. Speaker: The Governor has signed the following bills, to wit:

A bill to reduce the Sheriff's bond, in the county of White.

A bill to amend a act entitled an act to incorporate the Columbus Saving and Mutual Loan Association, approved March 1st, 1856.

A bill for the purpose of changing the time of holding the Inferior Courts of Terrell county.

A bill to amend an act passed by the General Assembly for the year 1857 granting certain powers and privileges to the Griffin Light Guard, of the city of Griffin, Spaulding county, Georgia, assented to December 22nd, 1857.

A bill to amend an act to incorporate the town of Fort Valley, in the county of Houston, and to provide for the election of Commissioners for the same, approved March 3d, 1856.

A bill to repeal an act entitled an act to amend an act to regulate the Tavern License in this State, approved December 15th, 1809, so far as the same relates to the county of Wilcox.

A bill to entitle the receiver of tax returns, of the county of Chatham, to a commission on the extraordinary tax levied by the Justices of the Inferior Court of said county, for county purposes.

A bill to authorize the Inferior Court of Richmond county to levy an extra tax for the erection of public buildings.

A bill to alter and amend the road laws of this State, so far as relates to the county of Harris.

A bill for the relief of John F. Jackson, and other purposes therein mentioned.

Also the following resolutions:

A resolution, requesting our Senators and Representatives in Congress, to re-open a certain mail line therein mentioned.

A resolution appointing a committee of three from this House to co-operate with such committee as may be appointed by the Senate, to examine and ascertain what, if

any additional furniture is needed in the Executive mansion.

On motion of Mr. Delony, the Senate amendments to the bills of the House, to amend an act entitled an act to incorporate the Yahoola River and Cane Creek Hydraulic Hose Mining Company, assented to 11th December, 1858, and

The bill to incorporate the Etowah and Auraria Hydraulic Hose Mining Company, were taken up and concurred in.

Mr. Screven withdrew the bill relative to the sale of the old Greene Monument, the committee to whom it was referred having reported against its passage.

Mr. Screven presented the report of the committee on the Lunatic Asylum, two hundred copies of which were ordered to be printed for the use of the House.

Mr. Lewis, of Greene, offered the report of the Finance Committee, which was made, and two hundred copies thereof ordered to be printed for the use of the House.

Mr. Gibson, of Richmond, offered the following resolution, which, on motion, was taken up, read and agreed to, to wit-

Resolved, That the Speaker do appoint a committee of three to confer with a like committee from the Senate, to consult as to the propriety of extending the present session.

The committee appointed by virtue of the same, consists of Messrs. Gibson, David and Delony.

The rules were suspended and the House took up the report of the Committee on the bill for the pardon of Thomas C. Whitworth, of the county of Chattooga, now under sentence of death for the crime of Murder.

The report was agreed to, the bill was read the third time, and on the question of its passage the yeas and nays being recorded,

There are yeas 80 ; there are nays 50.

Those who voted in the affirmative are Messrs :

Alexander,	Eberhart,	Hartridge,
Allen,	Ector,	Herrington,
Anderson,	Fain of Gordon,	Hicks,
Barksdale,	Fannin of Troup,	Hockenhull,
Blakey,	Farnell,	Hogans,
Brewton, of Forsyth,	Fortner,	Holden,
Brewton of Tatt-nall,	Glass,	Holland,
Cason,	Gibson of Richmond,	Holloman,
Coleman,	Graham,	Holmes,
Cullens,	Grovensteine,	Hopkins,
DeLamar,	Hardin,	Horsley,
Delony,	Harper of Henry,	Howell of Milton,
	Harper of Sumter,	Hurst,
		Hutchins,

Johnson,	Patrick,	Strickland,
Jones of Mitchell,	Patton,	Sweat,
Key,	Perry,	Tapley,
Knox,	Pitts,	Tatum,
Lofton,	Prescott,	Taylor,
Lumsden,	Price,	Terrell,
Mays,	Reeder,	Turner,
McComb,	Rozier,	Underwood,
McDonald of Lum'n	Screven,	Vanover,
McEver,	Selman;	Walton,
Mintz,	Sockwell,	Whaley,
Morris,	Solomons,	Whittle,
Nobles,	Sprayberry,	Woffard,
Norwood,	Stewart,	

Those who voted in the negative are Messrs.

Baugh,	Howell of Lowndes,	Register,
Bivins,	Jones of Rabun,	Render,
Brown of Sumter,	Kelly,	Scott,
Clark of Monroe,	Lewis of Greene,	Settle,
Colvard,	Lewis of Hancock,	Sims,
Conley,	Lester,	Smith, of Bryan,
Daniel,	Lumpkin,	Smith of Hall,
David,	Martin,	Thrasher,
Dixon,	McDonald of Mur-	Tuggle,
Ely,	ray,	Vaughn,
Fain of Gilmer,	McLendon,	Ware,
Fain of Union,	McRea	West,
Fannin of Morgan,	McWhorter,	Williams of Musco-
Finney,	Mitchell,	gee,
Gay,	Mullens,	Wilson,
Goodman,	Parks,	Worley.
Green of Cobb,	Ragsdale,	
Harkness,		

So the bill was passed and ordered to be transmitted to the Senate without delay.

Mr. Cook of Early stated that he had paired off with Mr. Lumsden of Talbot; Mr. Broyles, of Whitfield, with Mr. Smith, of Towns, and the House excused from voting up on the foregoing Bill Messrs. Harris, of Glynn, and Henderson of Henry.

The following Message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker: The Senate have passed a bill to be entitled an act to provide for the voluntary enslavement of "Free Persons of color, within this State."

Also, a bill to be entitled an act to change the name of the "Planters and Mechanics Bank of Dalton.

The House took up the report of the Committee on the bill to compel all non-residents owning land in the county of Worth, to give in and pay tax on the same in said county.

The special Committee to whom the bill was referred, reported as a substitute for the same, a bill to compel non-residents owning lands in the State of Georgia to give in and pay tax on the same in the county where the land lies, and for other purposes.

Various amendments were offered and received to the substitute.

Mr. Williams, of Muscogee moved the indefinite postponement of the original and substitute.

Upon this motion the yeas and nays were required to be recorded.

There are yeas 77. There are nays 61.

Those who voted in the affirmative are Messrs.

Allan,	Harper of Henry,	Patrick,
Anderson,	Harper of Sumter,	Pilcher,
Barksdale,	Heath.	Prescott,
Blakey,	Henderson of Hen'y,	Ragsdale,
Bivins,	Henderson of New-	Reeder,
Brown of Sumter,	ton,	Rozier,
Bruton of Forsyth,	Herrington,	Scott,
Brewton of Tatt-	Hicks,	Selman,
nall,	Holden,	Settle,
Causey,	Holland,	Sharpe,
Clark of Elbert,	Holloman,	Sims,
Clark of Monroe,	Holmes	Smith of Hall,
Coleman,	Hopkins,	Stewart,
Conley,	Horsley	Strickland,
Delony,	Hurst,	Tapley,
Dixon,	Kelly,	Thrasher,
Eberhart,	Key,	Tuggle,
Ector,	Knowles,	Underwood,
Fannin of Morgan,	Lofton,	Vanover,
Fannin of Troup,	Lumpkin,	Vaughn,
Finney,	Lumsden,	Walton,
Gibson of Rich-	Martin,	Ware,
mond,	McCants,	West,
Goodman,	McLendon,	Whittle,
Green of Cobb,	McWhorter,	Wicker,
Grovensteine,	Mitchell,	Williams of Musco-
Harkness,	Mullens	gee,

Those who voted in the negative are Messrs.

Alexander,	Hockenhull,	Nobles,
Baugh,	Hogan,	Parks,
Broyles,	Howell of Lowndes,	Patton,
Cason,	Howell of Milton,	Perry,
Cook,	Hutchins,	Price,
Cullens,	Johnson,	Register,
Daniel,	Jones of Mitchell,	Sereven,
David,	Jones of Rabun,	Smith of Bryan,
DeLamar,	Keeling,	Smith of Coffee,
Echols,	Knox,	Smith of Towns,
Edmondson,	Lewis of Greene,	Sockwell,
Fain of Gilmer,	Lewis of Hancock,	Solomons,
Fain of Union,	Mays,	Sweat,
Farnell,	McDonald of Lump-	Taylor,
Fleming,	kin,	Terrell,
Fortner,	McDonald of Mur-	Whaley,
Gay,	ray,	Williams of Clinch,
Glass,	McEver,	Wilson,
Graham,	McRea,	Worley,
Harris,	Mintz,	Wofford,
Hartridge,	Morris,	Young,
Henderson of W'rth,		

So the motion to postpone prevailed.

Mr. David from the committee on enrolment reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives,

An act to incorporate the Trustees of the Presbyterian Church in the town of Perry, Houston county. And to incorporate Americus Lodge (No. 13) of Free and accepted Masons, of the city of Americus, Sumter county, Georgia.

The several House bills relative to free persons of color in this State, were laid on the table for the present.

The Senate bill to provide for the voluntary enslavement of free persons of color within this State was, on motion of Mr. Dixon of Muscogee, taken up and read the first time.

Leave of absence was granted Messrs. Rhodes and Joyn-er, on account of sickness.

The House adjourned until 3½ o'clock, P. M.

3½ O'CLOCK, P. M.

The House met pursuant to adjournment, and took up the report of the committee on the reconsidered bill of the House to amend the law in relation to pleading and amendments thereof, and for other purposes, therein mentioned.

The committee on the Judiciary reported adversely to the passage of the same. Upon the question of agreeing to the report, the yeas and nays were required to be recorded.

There are yeas 73. There are nays 56.

Those who voted in the affirmative are Messrs.

Allan,	Hartridge,	McEver,
Anderson,	Heath,	McLendon,
Bakeley,	Henderson of Hen-	McRea,
Brown of Sumter,	ry,	Mitchell,
Broyles,	Henderson, of	Norwood,
Brewton of Tattnall	Worth,	Nobles,
Cason,	Herrington,	Perry,
Causey,	Hockenhull,	Pitts,
Colvard	Hogans,	Prescott,
Conley,	Holden,	Register,
Cook,	Holloman,	Scott,
Cullens,	Hopkins,	Screven,
David,	Howel of Lowndes	Selman,
DeLamar,	Hurst,	Smith of Hall,
Delony,	Irwin,	Sockwell,
Dixon,	Johnson,	Solomons,
Ector,	Jones of Mitchell,	Stewart,
Edmondson,	Kelly,	Thrasher,
Ely.	Key,	Tuggle,
Farnell,	Knox,	Vanover,
Finney,	Lewis of Greene,	Vaughn,
Goodman,	Lewis of Hancock,	Ware,
Grovensteine	Lester,	Whaley,
Harkness,	Lumpkin,	Wicker
Harper of Henry,	Martin,	Williams of Clinch,
	Mays,	Young,

Those who voted in the negative, are Messrs.

Alexander,	Fleming,	McDonald of Lump-
Barksdale,	Fortner,	kin,
Baugh,	Glass,	McDonald of Mur-
Bivens,	Graham,	ray,
Bruton of Forsyth,	Greene of Cobb,	McWhorter,
Clark of Monroe,	Hardin,	Mintz,
Coleman,	Harris,	Mullins,
Daniel,	Henderson of New-	Parks,
Eberhart,	ton,	Patrick,
Echols,	Holland,	Patton,
Fain of Gilmer,	Holmes,	Pilcher,
Fain of Gordon,	Horsley,	Price,
Fain of Union,	Hutchins,	Ragsdale,
Fannin of Morgan,	Keeling,	Reeder,
Fannin of Troup,	Lumsden,	Settle,

Sharpe,	Sweat,	West,
Simms,	Tatum,	Whittle,
Smith of Bryan,	Taylor,	Wofford,
Smith of Towns,	Turner,	Worley,
Srickland,	Underwood.	

So the report was agreed to, and the bill was therefore lost.

The House took up and concurred in the Senate amendments to the bill of the House, to incorporate the town of Hawkinsville, in the county of Pulaski, to appoint Commissioners for the same, and to confer certain powers upon said Commissioners,

On motion of Mr. Ragsdale, the bill of the House for the relief of Charles Whitlock of DeKalb county, was taken up and referred to a special committee consisting of, Messrs Ragsdale, Gibson, Lester, Hartridge and Williams of Muscogee.

The House went into Committee of the Whole, Mr. Fannin of Morgan in the Chair, on the Bill to reimburse the county of Early for monies expended in arresting the spread of Small Pox.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to alter and amend the 3d, 7th and 12th sections of the first article of the Constitution of this State; another of similar title reported by the Judiciary Committee, and the bill to provide for a call of a convention to reduce the number of the General Assembly of the State of Georgia, and to make such other alterations in the Constitution as may be deemed essential, and for other purposes.

The special committee to whom these bills were referred reported in favor of the passage of the latter with amendments.

The report was agreed to, the bill was read the third time and on the question of its passage, the yeas and nays were required to be recorded.

There are yeas 54. There are nays 66.

Those who voted in the affirmative are Messrs :

Alexander,	Colvard,	Dixon,
Anderson,	Coleman,	Echols,
Barksdale	Conley,	Ector,
Brown of Houston,	Cook,	Fannin of Morgan,
Brown of Sumter,	Cullens,	Fannin of Troup,
Cansey,	DeLamar,	Farnell,
Clark of Monroe,	Delony,	Fleming,

Finney,	Key,	Screven,
Glass,	Lewis of Greene,	Settle,
Gibson of Rich-	Lewis of Hancock,	Sims,
mond,	Lester,	Smith of Bryan,
Green of Cobb,	Lumpkin,	Solomons,
Hardin,	Lunsden,	Sprayberry,
Harkness,	Martin,	Stewart
Harper of Henry,	McCants,	Taylor,
Harper of Suinter,	McComb,	Thrasher,
Hartridge	McLendon,	Turner,
Heath,	McWhorter,	Tuggle,
Henderson, of Hen-	Mitchell,	Underwood,
ry,	Mullens	Vanover,
Henderson of New-	Norwood,	Vaughn,
ton,	Patrick,	Walton,
Herrington,	Pilcher,	Ware,
Holden,	Pitts,	Wicker
Holloman,	Ragsdale,	Williams of Musco-
Hopkins,	Reeder,	gee,
Horsley,	Render,	Wilson.
Howell of Milton,	Rozier,	Wofford,
Hurst,	Scott	Worley
Kelly,		

Those who voted in the negative are Messrs.

Allan,	Henderson of Worth	Nobles,
Baugh,	Hicks,	Parks,
Blakey,	Hockenhull,	Patton,
Bivens,	Hogans	Perry,
Broyles	Holland,	Prescott,
Bruton of Forsyth,	Holmes,	Price
Brewton of Tatt-	Howell of Lowndes,	Register,
nall,	Hutchins,	Selman,
Cason,	Irwin,	Sharpe,
Daniel.	Johnson,	Smith of Coffee,
David,	Jones of Mitchell,	Smith of Hall,
Eberhart,	Jones of Rabun,	Smith of Towns,
Edmondson,	Keeling	Sockwell,
Ely,	Knowles,	Strickland.
Fain of Gilmer,	Knox	Sweat,
Fain of Gordon,	Mays,	Tapley,
Fain of Union,	McDonald of Lump-	Tatum,
Fortner	kin,	Terrell,
Gay,	McDonald of Mur-	West,
Goodman,	ray,	Whaley,
Graham,	McEver,	Whittle,
Grovenstein,	McRea,	Williams of Clinch,
Harris,	Mintz,	Young.

So the bill was passed.

The House took up the report of the committee on the reconsidered Bill to prevent the sale of spirituous liquors by itinerant persons peddling the same in this State.

Mr. Lewis of Greene offered as a substitute for the same, A bill to prevent the peddling of spirituous liquors in Greene county.

The same was amended by extending its provisions to the counties of Henry, Sumter, Laurens, Early, Troup, Houston, Lincoln, Clay, Wilkes, Dooly, Chattahoochee, Stewart, Glascock, Colquitt, Warren, Webster, Terrell, Jefferson, Monroe, Burke, Newton, Glynn and Taliaferro.

The substitute as amended was adopted. The report thereon was agreed to. The bill was read the third time and passed.

The House adjourned until 7 o'clock, P. M.

SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment,

And took up the report of the committee on the bill to create a new county out of the counties of Wayne and Appling to be called Buchanan.

The report was agreed to, the bill was read the third time and on the question of its passage, the yeas and nays were required to be recorded.

There are yeas 51. There are nays 79.

Those who voted in the affirmative are Messrs.

Alexander,	Herington,	Perry,
Allan,	Hockenhull,	Prescott,
Brinson,	Hogans,	Price,
Brewton of Tatnall,	Holland,	Register,
Cason,	Holmes,	Screven,
Delamar,	Howell of Lowndes,	Sharpe,
Echols,	Hutchins,	Smith of Bryan,
Edmondson,	Johnson,	Smith of Coffee,
Fain of Gilmer,	Jones, of Mitchell,	Smith of Towns,
Fain of Gordon,	Keeling,	Sweat,
Fortner,	Knox,	Tapley,
Gay,	McComb,	Tatum,
Glass,	McDonald of Mur-	Taylor,
Graham,	ray,	Turner,
Harris,	McRea,	Williams of Musco-
Hartridge,	Nobles,	gee,
Heath,	Parks,	Young,
Henderson of Worth,	Patton,	

Those who voted in the negative, are Messrs.

Anderson,	Harper of Henry,	Mitchell,
Barksdale,	Harper of Sumter,	Mullens,
Baugh,	Henderson of Hen-	Norwood,
Blakey,	ry,	Pilcher,
Bivins,	Hicks,	Ragsdale,
Brown of Houston,	Holden,	Reeder,
Broyles,	Holloman,	Render,
Bruton of Forsyth,	Hopkins,	Rosier,
Cansey,	Horsley,	Scott,
Clark of Monroe,	Howell of Milton,	Selman,
Colvard,	Hurst,	Settle,
Coleman,	Irwin,	Sims,
Conley,	Jones of Rabun,	Smith of Hall,
Daniel,	Kelly,	Sockwell
Delony,	Key,	Terrell,
Dixon,	Lewis of Greene,	Thrasher,
Eberhart,	Lewis of Hancock,	Tuggle,
Ector,	Lester,	Vanover,
Fain of Union,	Lumpkin,	Vaughn,
Fannin of Morgan,	Lumdsen,	Walton,
Fannin of Troup,	Martin,	Ware,
Fleming,	Mays,	West.
Finney,	McCants,	Whaley,
Gibson of Richmond	McEver,	Whittle,
Goodman,	McLendon,	Wicker,
Green of Cobb,	McWhorter,	Worley.
Grovensteine,	Mintz,	

So the bill was lost.

The House took up the report of the committee on the bill for the relief of D. M. & G. W. Smith and their securities, and for other purposes.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and change the elections of Tax Receiver and Collector.

The same was amended.

The report as amended was agreed to, the Bill was read the third time, and on the question of its passage the yeas and nays were required to be recorded.

There are yeas, 72. There are nays 62.

Those who voted in the affirmative are Messrs.

Alexander,	Green of Cobb,	McRea,
Allan,	Grovensteine,	McWhorter,
Anderson,	Harper of Sumter,	Parks,
Barksdale,	Harris,	Patton,
Blakey,	Hartridge,	Pilcher,
Bivins,	Hicks,	Prescott,
Brown of Houston,	Holden,	Ragsdale,
Cason,	Holland,	Screven,
Causey,	Holloman,	Sims,
Clark of Elbert,	Holmes,	Smith of Bryan,
Coleman,	Howell of Milton,	Stewart,
Conley,	Hutchins,	Sweat,
Cullens,	Johnson,	Tatum,
DeLamar,	Jones of Rabun,	Taylor,
Dixon,	Keeling,	Terrell,
Echols,	Kelly,	Thrasher,
Edmondson,	Key,	Turner,
Fain of Gordon,	Lewis of Greene,	Tuggle,
Fannin of Morgan,	Lewis of Hancock,	Vanover,
Farnell,	Lumsden,	Walton,
Fleming,	Mays,	Whittle,
Gay,	McCants,	Wicker,
Glass,	McComb,	Williams of Musco-
Gibson of Richmond	McEver,	gee,

Those who voted in the negative are Messrs.

Baugh,	Hopkins,	Price,
Brinson,	Horsley,	Register,
Broyles,	Howell of Lown's	Reeder,
Bruton of Forsyth,	Hurst,	Render,
Colvard,	Irwin,	Rosier,
Daniel,	Jones of Mitchell,	Scott,
Delony,	Knox,	Selman,
Eberhart,	Lester,	Settle,
Ector,	Lumpkin,	Sharpe,
Fain of Gilmer,	Martin,	Smith of Coffee,
Fain of Union,	McDonald of Lump-	Smith of Hall,
Fannin of Troup,	kin,	Smith of Towns,
Finney,	McDonald of Mur-	Sockwell,
Fortner,	ray,	Strickland,
Goodman,	McLendon,	Tapley,
Graham,	Mintz,	Vaughn,
Harper of Henry,	Mitchell,	Ware,
Heath,	Morris,	West,
Henderson of Henry	Mullins,	Whaley,
Herrington,	Nobles,	Worley,
Hockenhull,	Norwood,	Young,
Hogans,		

So the bill was passed.

The rules were suspended, and the House took up the report of the Committee on the bill of the Senate, to change and fix the time of holding the Superior Courts in the counties of Heard, Carroll, Campbell, Paulding and Floyd, and to change the time of holding the Inferior Courts in the county of Heard and to add the county of Paulding to the Tallapoosa Circuit,

The same was amended on motion of Mr. Tuggle of Campbell.

The amended report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to declare the law in regard to deeds to land made during adverse possession.

The report was agreed to. The bill was read the third time and on the question of its passage the yeas and nays were required to be recorded.

There are yeas 95 ; There are nays 27

Those who voted in the affirmative are Messrs :

Alexander,	Harper of Henry,	McDonald of Lump-
Allen,	Harris.	kin.
Barksdale,	Henderson of Hen-	McEver,
Baugh,	ry,	McLendon,
Blakey,	Herrington,	Mintz,
Bivins,	Hicks,	Mitchell,
Bruton of Forsyth,	Hockenhull,	Mullens,
Cason,	Hollomon,	Norwood,
Causey,	Holland,	Parks,
Colvard,	Hopkins,	Patton,
Coleman,	Horsley,	Perry,
Cullens,	Howell of Lowndes,	Prescott,
Daniel,	Howell of Milton,	Price,
DeLamar,	Hurst,	Register
Delony,	Hutchins,	Reeder,
Dixon,	Irwin,	Render,
Eberhart,	Jones of Mitchell,	Rozier,
Ector,	Keeling,	Scott
Fannin of Morgan,	Kelly,	Settle,
Farnell,	Key,	Sims,
Fleming,	Lewis of Greene,	Smith of Bryan,
Finney,	Lewis of Hancock,	Smith of Coffee,
Fortner,	Lester,	Smith of Hall,
Gay,	Lumsden,	Sockwell,
Glass,	Martin,	Stewart,
Goodman,	Mays,	Strickland,
Graham	McCants,	Tapley,
Grovensteine.	McComb,	Terrell,

Thrasher,	Vaughn,	Whaley
Turner,	Walton	Whittle
Tuggle,	Ware,	Wicker,
Vanover,	West,	Worley,

Those who voted in the negative are Messrs :

Brinson,	Henderson of	McDonald of Mur-
Broyles,	Worth,	ray,
Brewton of Tatnall,	Hogans,	McWhorter,
Fain of Gilmer,	Holden,	Morris,
Fain of Union,	Holmes,	Nobles,
Gibson of Rich-	Johnson,	Pilcher,
mond,	Jones of Rabun,	Ragsdale,
Greene of Cobb,	Knox,	Screven,
Hartridge,	Lumpkin,	Smith of Towns,
Heath,	McRea,	Young.

Mr. Tatum was excused from voting because of his interest as Attorney in a case now pending to which this law will apply.

So the bill was passed.

The House took up the report of the committee on the bill to endow Florence E. Winn, a minor of Liberty county, Georgia, with all the rights and privileges of majority.

The report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the bill to add another section to the 7th Division of the Penal Code of this State, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The bill to exempt practicing Physicians from professional tax, and for other purposes, was, on motion of Mr. Tatum of Dade indefinitely postponed.

The House took up the report of the Committee on the bill to make Justices of the Inferior Courts of the several counties of this State, ex-officio commissioners of Patrol in the counties for which they are elected, and for other purposes therein mentioned.

The report was agreed to, the Bill was read the third time, and lost.

The House took up the report of the committee on the bill to leave the question of the existence or abolition of the Supreme Court to the people of the State.

Mr. Gibson of Richmond offered as a substitute for the same,

A bill to repeal the act organizing the Supreme Court.
Pending discussion of this subject the House adjourned
until 9½ o'clock, A. M. to-morrow.

TUESDAY, DECEMBER, 6th 1859.

The House met pursuant to adjournment.

On motion of Mr. Graham so much of the Journal of yesterday was reconsidered as relates to the rejection of the bill to create a new county, out of the counties of Wayne and Appling.

The bill was then withdrawn.

Mr. Fain of Union, moved to reconsider so much of the Journal of yesterday, as relates to the passage of the bill to declare the laws in regard to deeds of land made during adverse possession.

Upon this motion the yeas and nays were required to be recorded,

There are yeas 61, there are nays 81.

Those who voted in the affirmative are Messrs :

Alexander,	Henderson of W'rth,	Parks,
Baugh,	Hockenhull,	Patton,
Bivins,	Holland	Perry,
Brown of Houston,	Howell of Lowndes,	Price,
Broyles,	Hutchins,	Ragsdale.
Bruton of Forsyth,	Johnson,	Reeder,
Colvard	Jones of Mitchell,	Richards,
Cook,	Jones of Rabun,	Screven
Cullens,	Key,	Selman,
David,	Knox,	Settle,
DeLamar,	Lewis of Greene,	Sharpe,
Fain of Gilmer	Lockett	Smith of Towns,
Fain of Gordon,	Lumpkin,	Sockwell,
Fain of Union,	McCants,	Solomons,
Gay,	McComb,	Turner,
Gibson of Richmond,	McDonald of Mur-	West,
	ray,	Williams of Clinch,
Green of Cobb,	McEver,	Williams of Musco-
Grovenstein,	McRea,	gee,
Hardin,	Mullins,	Wofford,
Harris,	Nobles,	Young,
Hartridge,		

Those who voted in the negative are Messrs :

Allan,	Henderson of Hen-Mitchell,	
Barksdale	ry,	Morris,
Blakey,	Henderson of New-Norwood,	
Brinson,	ton,	Patrick,
Brown of Sumter,	Herrington,	Pilcher,
Brewton of Tatt-	Hicks,	Pitts,
nall,	Hogans	Prescott,
Causey,	Holden,	Register,
Clark of Albert,	Holloman,	Rozier,
Clarke of Monroe	Hopkins,	Scott,
Coleman,	Horsley,	Sims,
Conley,	Howell of Milton,	Smith of Bryan,
Daniel,	Hurst,	Smith of Coffee,
Delony,	Irwin,	Smith of Hall,
Dixon,	Keeling	Stewart
Eberhart,	Kelly,	Strickland,
Echols,	Knowles,	Tapley,
Ector,	Lewis of Hancock,	Terrell,
Edmondson,	Lester,	Thrasher,
Ely,	Lofton,	Tuggle,
Fannin of Morgan,	Lumsden,	Underwood,
Fannin of Group,	Martin,	Vaughn,
Fleming,	Mays,	Walton,
Finney,	McDonald of Lump-	Ware,
Glass,	kin,	Whaley
Goodman	McGar,	Whittle
Graham	McLendon,	Wicker,
Harper of Henry,	McWhorter,	Wilson,
Harper of Sumter,		

So the motion to reconsider was lost.

Leave of absence was granted to Mr. Eberhart, for a few days on special business.

The following message was received from the Senate by Mr. Wells their Secretary.

Mr. Secretary :—The Senate have passed the following bills, to-wit :

A bill to be entitled an act to incorporate the town of Carnesville in the county of Franklin, and for other purposes.

Also, a bill to be entitled an act to compel all persons non-residents of the county of Wayne, owning, penning and grazing stock cattle in said county to return and pay tax on the same in the county aforesaid.

Also, a bill to be entitled an act to provide for the distribution and disbursement of the common school fund, to

which the counties of Gilmer and Lumpkin, are or may be entitled under and by virtue of an act passed on the 11th day of December, 1858, and for other purposes therein mentioned.

Also, a bill to define and declare the jurisdiction of the Courts of this State, in suits against Railroad Companies.

Also, a bill to be entitled an act to authorize the Inferior Court of Early county, to levy a road tax, and for other purposes.

Also, a bill to be entitled an act to incorporate the Home Guards in Madison, Morgan county, and to grant certain privileges herein specified.

Also, a bill to be entitled an act to incorporate the Southern Rights Guards in the county of Houston, to incorporate the Scott Rifles in the county of Talbot, to incorporate the Macon county Volunteers in the county of Macon, and for other purposes.

They have also passed a bill of the House of Representatives, to-wit :

A bill to be entitled an act to repeal an act to authorize the Georgia Railroad and Banking Company, to build a Branch Railroad to the town of Eatonton in Putnam county, and to increase the capital stock of said Company, assented to, 11th Dec., 1858.

Mr. David from the Committee on enrollment reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives :

An act to amend an act entitled an act, to incorporate the Yahoola River and Cane Creek Hydraulic and Hose Mining Company, assented to, Dec., 11th, 1858.

The following message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker: The Senate have passed the following bill to-wit:

A bill to be entitled an act to pardon John Fundy of the county of Gwinnett, now under the sentence of death for the crime of murder.

The following message was received from His Excellency the Governor, by Mr. Campbell his Secretary, to-wit :

Mr. Speaker:—The Governor has signed the following bills to-wit :

A bill for the relief of J. C. Smith, formerly of Fayette now Clayton county.

A bill to amend an act entitled an act to incorporate the Yahoola River and Cane Creek Hydraulic and Hose Mining Company, assented to, 11th Dec., 1858.

The following message was received from the Senate by Mr. West their Secretary.

Mr. Speaker: I am directed by the Senate to inform the House of Representatives that they have concurred to a resolution of the House of Representatives, raising a joint committee to consult as to the propriety of extending the present session, with an amendment in which they ask the concurrence of the House.

And have appointed Messrs. Johnson of Clayton, Holt and Collier as that committee on the part of the Senate.

The House resumed the unfinished business of yesterday. to-wit :

A bill to leave the question of the existence or abolition of the Supreme Court to the people of the State, and the substitute offered by Mr. Gibson of Richmond, which is

A bill to repeal the act organizing the Supreme Court, &c.

Mr. Ely offered the following resolution as a substitute for the foregoing bills, to-wit :

Resolved, That the whole matter of the abolition of the Supreme Court be referred to the Convention of the people of Georgia, to meet in Milledgeville the next year.

Upon the question of adopting the same, the yeas and nays were required to be recorded.

There are yeas 88. There are nays 64.

Those who voted in the affirmative are Messrs :

Alexander,	DeLamar,	Henderson of New-
Anderson,	Delony,	ton,
Barksdale,	Eberhart,	Herrington,
Baugh,	Ector,	Hicks.
Blakey,	Edmondson,	Hopkins,
Bivins,	Ely,	Horsley,
Brown of Sumter,	Fain of Gilmer,	Howell of Lowndes,
Broyles	Fain of Morgan,	Hurst,
Bruton of Forsyth,	Fannin of Troup,	Hutchins,
Cason,	Finney,	Johnson,
Clark of Elbert,	Gay,	Jones of Mitchell,
Clark of Monroe,	Goodman,	Key,
Colvard,	Green of Cobb,	Knowles
Coleman,	Hardin,	Lewis of Creene,
Conley,	Harkness,	Lewis of Hancock,
Cook,	Harper of Sumter,	Lester,
Cullens,	Harris,	Lockett,
David,	Hartridge,	Tracy,

Lumpkin,	Render,	Taylor,
Martin,	Richards,	Terrell,
Mays,	Rozier,	Turner,
McCants,	Scott,	Vaughn,
McComb,	Screven,	Walton,
McDonald of Mur-	Selman,	Ware,
ray,	Sims,	Whaley,
McWhorter,	Smith of Bryan,	Williams of Clinch,
Mitchell,	Smith of Towns,	Wilson,
Morris,	Solomons,	Wofford,
Norwood,	Sprayberry,	
Ragsdale,	Stewart,	
Reeder,	Sweat,	

• Those who voted in the negative, are Messrs :

Allan,	Hockenhull,	Patton,
Brinson	Holden,	Perry,
Brown of Houston	Holland	Pilcher,
Causey,	Holloman,	Prescott,
Daniel,	Holmes,	Price,
Dixon,	Howell of Milton,	Ragsdale,
Echols,	Irwin,	Settle,
Fain of Union,	Jones of Rabun	Sharpe,
Fannin of Morgan,	Keeling,	Smith of Coffee,
Farnell,	Kelly,	Sockwell,
Fleming,	Knox,	Strickland,
Fortner,	Lumsden,	Tapley,
Glass,	McDonald of Lum-	Tatum,
Gibson of Rich-	kin,	Thrasher,
mond,	McEver	Tuggle,
Graham,	McGar,	Underwood,
Grovensteine,	McLendon,	Vanover,
Harper of Henry,	McRae,	West
Heath,	Mintz,	Whittle,
Henderson of Hen-	Mullins,	Williams of Musco-
ry,	Nobles,	gee,
Henderson of	Parks,	Young,
Worth,	Patrick,	

So the same was adopted.

The resolution was then agreed to,

Mr. David, from the committee on enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives,

An act to repeal an act to authorize the Georgia Railroad and Banking Company, to build a Branch Road to the town of Eatonton in Putnam county, and to increase the capital stock of said Company, assented to, 11th Dec., 1858.

The House took up the report of the Committee on the bill to aid the citizens of Georgia, in the construction of Railroads in this State, upon the conditions and limitations therein specified.

Mr. Tatum, moved to amend the same so as to extend its benefits to that portion of the Wills Valley Railroad, which is embraced in the county of Dade. This amendment was not received.

Mr. Horsley of Upson, offered the following amendments which were lost.

Be it further enacted, That all Railroads now completed in this State, whose companies have not fully paid for the construction thereof, shall be entitled to the State's endorsement in the sum of two thousand dollars for every mile completed, subject to all the requirements and restrictions of this act.

And be it further enacted, That the Thomaston and Barnesville Railroad Company, shall be entitled to the endorsement of the State, and the Governor of Georgia is hereby required to endorse the bonds of said Company to the amount of three thousand dollars per mile for the length of the section of their Railroad already completed; and the acceptance of the aid extended to them by this act, shall constitute a first or prior lien, superior to all others, on said Railroad, so far as it is now completed; its equipments, and appurtenances in favor of the State, and subject said Company to all the requirements, penalties and liabilities of this act.

Mr. Dixon of Muscogee, proposed the following as an amendment which was not received, to-wit:

Be it further enacted, That the Muscogee Railroad Company, shall be entitled to the benefits of the provisions of this act for the last completed division of thirty six miles of their Railroad and shall receive the endorsement of the State on their bonds, for the same amount per mile therefor as is herein provided for other Railroads; and the acceptance of said Company of the aid thus extended to them by this act, shall constitute a first or prior lien superior to all others on the whole or entire Railroad, its equipments and appurtenances of said Company in favor of the State and subject said Company to all the requirements, responsibilities and liabilities of this act.

Mr. Reeder, proposed to add to the first section the following words, to-wit:

"If said road shall be ten miles in length and a majority of all the stock of said Company shall be owned by resident citizens of the State."

The same was not received.

The report was agreed to,

Pending discussion on the same, the Senate amendment

to the resolution of the House, appointing a joint committee to report on the subject, of adjournment was, taken up and and concurred in, after which,

The House adjourned until 3½ o'clock, P. M.

3½ O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Anderson of Bibb, offered a resolution which was agreed to, granting the use of the Representative Hall to the students of the Academy for the Blind this evening.

The House then resumed the unfinished business of the morning, to-wit:

The bill to aid the citizens of Georgia in the construction of Railroads in this State, upon the conditions and limitations therein specified.

The following Message was received from His Excellency the Governor by Mr. Campbell, his Secretary, to wit:

Mr. Speaker:—I am directed by the Governor to return to this branch of the General Assembly a bill entitled an act to compensate the Grand Petit Jurors of the county of Dade, and to authorize the levying of a tax for the same accompanied by a communication in writing—and I am also directed to return the bill entitled an act for the relief of a portion of the legatees of William Watson, accompanied by a communication in writing.

Pending discussion on the passage of the bill under consideration,

The House adjourned until 9 o'clock, A. M. to-morrow.

WEDNESDAY, DECEMBER 7th, 1859.

The House met pursuant to adjournment.

Mr. Williams of Muscogee, moved to reconsider so much of the Journal of yesterday, as relates to the action of the House in agreeing to the resolution of Mr. Ely, by which the question of abolishing the Supreme Court, was referred to the convention to meet next year in this place.

Upon this motion the yeas and nays were required to be recorded.

There were yeas 66. There were nays 84.

Those who voted in the affirmative are Messrs :

Barksdale,	Harper of Sumter,	Pilcher,
Brinson,	Harris,	Pitts,
Brown of Houston,	Henderson of Hen-	Ragsdale,
Brown of Sumter,	ry,	Render,
Brewton of Tatt-	Henderson of Worth	Settle,
nal,	Hicks,	Smith of Bryan,
Causey,	Holden,	Smith of Hall,
Clark of Elbert,	Horsley,	Smith of Twiggs,
Clarke of Monroe,	Irwin,	Strickland,
Colvard,	Key,	Tatum,
Conley,	Lester,	Thrasher,
Daniel,	Lumsden,	Tuggle,
Delamar,	McCants,	Underwood,
Dixon,	McDonald of Lump-	Vanover,
Fannin of Morgan,	kin,	Vaughn,
Farnell,	McGar,	Walton,
Fleming,	McLendon,	Ware,
Gibson of Rich-	Mintz,	Whittle,
mond,	Mitchell,	Wicker,
Gibson of Warren,	Norwood,	Williams of Musco-
Goodman,	Parks,	gee,
Green of Cobb,	Patrick.	Wilson,
Grovenstein,	Patton.	Worley,
Harper of Henry,	Prescott,	

Those who voted in the negative are Messrs :

Alexander,	Glass,	Knowles,
Allan,	Graham,	Knox,
Anderson,	Harden,	Lewis of Greene,
Baugh,	Harkness,	Lewis of Hancock,
Blakey,	Hartridge,	Lockett,
Bivins,	Heath,	Lofton,
Broyles,	Henderson of New-	Lumpkin,
Brewton of Forsyth,	ton,	Martin,
Coleman,	Herrington,	Mays,
Cook,	Hockenhull,	McComb,
Cullens,	Hogans,	McDonald of Mur-
David,	Holland,	ray,
Delony,	Holmes,	McEver,
Eberhart,	Hopkins,	McRea,
Edmondson,	Howell of Lowndes,	McWhorter,
Ely,	Hurst,	Morris,
Fain of Gilmer,	Hutchins,	Nobles,
Fain of Gordon,	Johnson,	Perry,
Fain of Union,	Jones of Mitchell,	Price,
Finney,	Jones of Rabun,	Register,
Fortner	Keeling,	Reeder,
Gay,	Kelly,	Richards,

Rozier,	Sockwell,	Turner,
Scott,	Solomons,	West,
Screven,	Sprayberry,	Whaley,
Selman,	Stewart,	Williams of Clinch,
Sharpe,	Tapley,	Wofford,
Smith of Coffee,	Taylor,	Young,
Smith of Towns,	Terrell,	

So the motion did not prevail.

On motion of Mr. Alexander of Floyd, the rules were suspended, and the Senate Bill for the pardon of John Funday, of the county of Gwinnett, now under sentence of death for the crime of murder, was taken up and read the first time.

The following Message was received from his Excellency the Governor, by Mr. Campbell, his Secretary, to wit :

Mr. Speaker : I am directed by the Governor to return to this branch of the General Assembly, in which it originated, a Bill entitled an "Act to amend the charter of the South Western Rail Road Company, and to authorize an increase of the Capital Stock of said Company, accompanied by a communication in writing.

The following message was received from the Senate by Mr. West, their Secretary.

Mr. Speaker : The Senate have passed the following Bills.

A Bill to be entitled an Act, to allow the Attorney General, and Solicitors General, a fee in cases of peace warrants. Also,

A Bill to be entitled an Act, to define and punish vagrancy in free persons of color. Also,

A Bill to be entitled an Act to authorize the Governor of this State to grant certain privileges to the Dalton and Gadsden Rail Road Company. Also,

A Bill to be entitled an Act, to amend an Act, in reference to granting Divorces, approved December 5th, 1806. Also,

A Bill to be entitled an Act to provide and give liens to Stone Cutters, and Marble Companies of this State to secure payment for their labor. Also,

A Bill to be entitled an Act, to amend an Act, entitled an Act, to carry into effect the sixth Section of the fourth Article of the Constitution, providing for the distribution of Intestates Estates, directing the manner of granting letters of administration, &c., approved December 12th, 1804, so as to embrace the child or children of intestate Nephews and Neices. Also,

A Bill to be entitled an Act, to abolish the "Senatus Academicus," to give its powers to the Board of Trustees of the University of Georgia, and to vest the government of said University in said Board of Trustees. Also,

A Bill to be entitled an Act, to amend an Act, entitled an Act, to prescribe the manner in which the names of persons may be changed, and persons born illegitimate, may be made legitimate, and to carry into effect the provisions of the Constitution upon that subject, and also to prescribe the manner in which children may be adopted. Approved March 6th, 1856, so as to extend the provisions of the same to grown persons, as well as children, and to make the consent of the mother sufficient to adoption, in certain cases. Also,

A Bill to be entitled an Act to incorporate the "Stewart Volunteers," and other Volunteer Companies herein mentioned, and to extend certain privileges to them and all other Volunteer Companies now organized, or hereafter to be organized in this State, and for other purposes. Also,

A Bill to be entitled an Act, for the distribution of the estate of Coleman S. Pringle, late of Pike county, deceased, and for the relief of the execution to the last will of said Testator.

The Senate have also passed the following Bills of the House of Representatives :

A Bill to be entitled an Act, to alter the times of holding the Superior Courts of the county of Effingham, and for other purposes therein mentioned. Also,

A Bill to be entitled an Act, to alter and change the time of holding the Superior and Inferior Courts of the county of Walker, and the Superior Courts of the county of Dade.

They have also concurred in the amendments of the House of Representatives, to a Bill of the Senate, to be entitled an Act, to change and fix the time of holding the Superior Courts, in the counties of Heard, Carroll, Campbell, Paulding, and Floyd, and to change the time of holding the Inferior Courts in the county of Heard, and to add the county of Paulding to the Tallapoosa circuit.

The Senate have also agreed to a Resolution that the Bill passed by the Senate and House of Representatives, for the pardon of Wm. A. Choice, now under sentence of death for the crime of murder, in the county of Fulton, be placed upon file; in the office of Secretary of State, and that the Secretary of State do, on the application of any person, prepare a copy of said Bill, so passed as aforesaid, do certify

under his seal of office, and deliver such copy and certificate to any person applying for the same, in which they ask the concurrence of the House.'

The following Message was received from his Excellency the Governor, by Mr. Campbell, his Secretary, to wit :

Mr. Speaker : The Governor has signed the Act, to incorporate the Etowah and Auraria Hydraulic and Hose Mining Company, and also to incorporate the Cedar Creek Lumber and Drifting Association.

Mr. David, from the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives :

An Act, to incorporate the Etowah and Auraria Hydraulic Hose Mining Company, and the Cedar Creek Lumber Drifting Association.

Mr. David, from the Committee on enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives :

An Act, to alter the times of holding the Superior Courts of the county of Effingham, and for other purposes therein mentioned. Also,

An Act, to change the times of holding the Superior and Inferior Courts of the county of Walker, and the Superior Courts of the county of Dade.

Mr. David, from the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives :

An Act, to incorporate the town of Hawkinsville, in the county of Pulaski, to appoint Commissioners for the same, and to confer certain powers upon said commissioners. Also, to incorporate the town of Grooverville, in Brooks county, and for other purposes.

The unfinished business of yesterday was resumed, to-wit : the passage of the Bill to aid the citizens of Georgia in the construction of Rail Roads in this State, upon the conditions and limitations therein specified.

After argument thereon, Mr. Tuggle called the previous question, which was seconded.

The main question, to-wit : the passage of the Bill, was then submitted to the House.

Upon this question the yeas and nays were required to be recorded.

There are yeas 63. There are nays 89.

Those who voted in the affirmative are Messrs :

Allan,	Harris,	Mintz,
Anderson,	Henderson of Worth,	Nobles,
Baugh,	Hockenhull,	Parks,
Brown of Houston,	Hogans,	Patrick,
Broyles,	Holland,	Price,
Bruton of Forsyth,	Holmes,	Ragsdale,
Cason,	Howell of Milton,	Register,
David,	Hutchins,	Richards,
DeLamar,	Johnson,	Sharpe,
Echols,	Jones of Mitchell,	Smith of Coffee,
Edmondson,	Jones of Rabun,	Smith of Hall,
Ely,	Keeling,	Smith of Towns,
Fain of Gilmer,	Knox,	Sockwell,
Fain, of Gordon,	Lester,	Sweat,
Fain of Union,	Lockett,	Thrasher,
Fleming,	Mays,	West,
Fortner,	McDonald of Lump-	Whaley,
Gay,	kin,	Williams of Clinch
Glass,	McDonald of Mur-	Wofford,
Graham,	ray,	Worley,
Green of Cobb,	McEver,	Young,
Hardin,	McRea,	

Those who voted in the negative are Messrs :

Alexander,	Gibson of Warren,	Lumpkin,
Barksdale,	Goodman,	Lumsden,
Blakey,	Grovensteine,	Martin,
Bivins,	Harkness,	McCants,
Brinson,	Harper of Henry,	McGar,
Brown of Sumter,	Harper of Sumter,	McLendon,
Brewton of Tatt-	Hartridge,	McWhorter,
nall,	Henderson of Hen-	Mitchell,
Causey,	ry,	Morris,
Clark of Elbert,	Henderson of New-	Mullens,
Clark of Monroe,	ton,	Norwood,
Colvard,	Herrington,	Patton,
Coleman,	Hicks,	Perry,
Conley,	Holden,	Pilcher,
Cullens,	Holloman,	Pitts,
Daniel,	Hopkins,	Prescott,
Delony,	Horsley,	Reeder,
Dixon,	Hurst,	Rozier,
Eberhart,	Irwin,	Render,
Ector,	Kelly,	Scott,
Fannin of Morgan	Key,	Screven,
Farnell,	Knowles,	Selman,
Finney,	Lewis of Greene,	Settle,
Gibson of Richmond	Lofton,	Sims,

Smith of Bryan,	Tatum,	Walton,
Smith of Twiggs,	Taylor,	Ware,
Solomons,	Terrell,	Whittle,
Sprayberry,	Tuggle,	Wicker,
Stewart,	Underwood,	Williams of Musco-
Strickland,	Vanover,	gee.
Tapley,	Vaughn,	Wilson,

So the bill was lost.

Lewis of Hancock, in favor of the Bill, and Turner of Floyd, in favor of the bill, paired off with Fannin of Troup, and Rhodes of Richmond, against it.

Leave of absence for a few days on special business to Mr. Howell of Lowndes, and Edmondson.

The House adjourned until 3 ½ o'clock, P.. M.

THREE ½ O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Lewis of Greene offered the following Resolution, which was read, to wit :

Resolved, That no member, during the remainder of this Session, shall speak more than once on the same subject, nor more than ten minutes at any one time.

Mr. Pitts moved to strike out ten and insert five minutes.

Upon this motion the yeas and nays were required to be recorded.

There were yeas 74. There were nays 68.

Those who voted in the affirmative are Messrs :

Barksdale,	Harper of Henry,	Key,
Baugh,	Heath,	Lewis of Greene,
Blakey,	Henderson of New-	Lockett,
Bivins,	ton,	Lumpkin,
Causey.	Henderson of Worth	Lumsden,
Daniel,	Herrington,	Martin,
Eberhart,	Hogans,	Mays,
Ector,	Holland,	McCants,
Farnell,	Hopkins,	McComb,
Fleming,	Howell of Lowndes,	McCairy,
Finney,	Hurst,	McDonald of Lump-
Glass,	Irwin,	kin,
Gibson of Warren,	Keeling,	McEver,
Hardin,	Kelly,	McGar,

McLendon,	Settle,	Tuggle,
McRea,	Sharpe,	Underwood,
McWhorter,	Sims,	Vanover,
Mullins,	Smith of Coffee,	Whittle,
Nobles,	Smith of Hall,	Williams of Clinch,
Norwood,	Smith of Twiggs,	Williams of Musco-
Parks,	Stewart,	gee,
Pilcher,	Strickland,	Wilson,
Register,	Sweatt,	Wofford,
Reeder,	Tatum,	Worley,
Rosier,	Taylor,	Young,
Selman,	Thrasher,	

Those who voted in the negative are Messrs :

Alexander,	Fortner,	Perry,
Allan,	Gay,	Pitts,
Anderson,	Gibson of Richm'nd	Prescott,
Brinson,	Goodman,	Price,
Brown of Sumter,	Graham,	Render,
Broyles,	Green of Cobb,	Richards,
Bruton of Forsyth,	Grovensteine,	Scott,
Brewton of Tatt-	Harper of Sumter,	Screven,
nall,	Hartridge,	Smith of Bryan,
Clark of Elbert	Henderson of Hen-	Smith of Towns,
Clarke of Monroe,	ry,	Sockwell,
Colvard,	Hicks,	Sprayberry,
Coleman,	Hockenhull,	Tapley,
Conley,	Holden,	Terrell,
Cullens,	Holmes,	Turner,
David,	Horseley,	Vaughn,
DeLamar,	Johnson,	Walton,
Delony,	Jones of Mitchell,	Ware,
Echols,	Jones of Rabun,	West,
Edmondson,	Knox,	Whaley,
Ely,	Lester,	Wicker,
Fain of Gilmer,	Lofton,	
Fain of Gordon,	McDonald of Mur-	
Fain of Union,	ray,	
Fannin of Morgan,	Mintz,	

So the motion prevailed.

Mr. Lewis of Hancock moved to amend by adding, "that this Resolution shall not take effect until after 12 o'clock to-morrow. The same was lost.

On motion of Mr. Smith of Towns, the resolution and amendments were laid on the table until Saturday next, 12 P. M.

The following Message was received from his Excellency the Governor, by Mr. Campbell his Secretary, to-wit :

Mr. Speaker: I am directed by the Governor to return to this branch of the General Assembly, in which it originated, a Bill entitled an Act, to incorporate the Bainbridge and Florida Rail Road Company, and to incorporate the Monticello branch Rail Road Company, accompanied by a communication in writing.

Mr. Daniel, from the Committee on Enrollment, report as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives :

An Act to be entitled an Act to change the time of holding the Superior Courts, in the counties of Heard, Carroll, Campbell, Paulding, and Floyd, and to change the time of holding the Inferior Courts of the county of Heard, and to add the county of Paulding to the Tallapoosa Circuit.

EXECUTIVE DEPARTMENT, }
Milledgeville, December 7th, 1859. }

To the House of Representatives :

I herewith return the Bill to be entitled "an Act to incorporate the Bainbridge and Florida Rail Road Company, and to incorporate the Monticello Branch Rail Road Company, and for other purposes," without my sanction.

The 6th section of this Bill, gives to the Monticello Branch Rail Road Company, "all the powers, *rights*, and *privileges*, and *immunities*," granted to the Savannah and Albany Railroad Company: (now Savannah, Albany, and Gulf Railroad Company,) by the Act of incorporation, and the various Acts amendatory thereof, so far as the provisions of the same can be made applicable to the said Monticello Branch Railroad Company."

Section first of the original Charter of the Savannah and Albany Railroad Company, (now Savannah, Albany, and Gulf Railroad Company, invests said Company, "with all the rights, powers, and *immunities*, which, by the laws of Georgia, are held or enjoyed by any other incorporated Railroad Company, or Companies, subject to the restrictions connected with, and necessarily consequent upon such rights, privileges, and immunities, for the purposes "thereinafter specified." By reference to some other Railroad Charters, then in existence, it will be seen that one of the *immunities* granted to and enjoyed by such companies, was an exemption from taxation beyond one half of one per cent upon the net incomes of the Company. As an instance, this *immunity* was then enjoyed by the Central Railroad Company, and was by said Act also given to the Savannah and Albany Railroad Company; and this Bill proposes to

give the same *immunity* to the Monticello Branch Railroad Company, now proposed to be chartered.

The fact that the privileges is given to this Co. in an indirect way, by referring to other charters, and giving the rights and *immunities* enjoyed by other Co.'s, does not change the merits of the case. The effect of the Bill, as now passed, is to exempt the property of the Monticello Branch Railroad Company, from ever paying a tax of more than one half of one per cent upon its future net incomes.

I cannot sanction this Bill, for the reasons given in my message to the House, returning the Bill to increase the capital stock of the South-Western Railroad Company.

In case of war, or other future emergency, requiring a large increase of tax upon the property of the State, no good reason can be given why the State should part with her right to tax the property of Railroad Companies, as high as the taxes of negroes, land, or other property.

I regret that the Bainbridge and Florida Railroad Company is incorporated in the same Bill. There are no such objectional features in the charter of this Company; but I am compelled to disprove the whole Bill, or sanction the whole; and as the objectionable part above referred to, cannot receive my sanction, I have to return the whole Bill, without approval.

JOSEPH E. BROWN.

The House took up the report of the committee on the various Bills relative to the subject of education, which were made the special order of to-day.

The Committee offered as a substitute for the same, a Bill to provide for a Superintendent of education in Georgia, and to prescribe his duties, to appropriate money for the aid of education in this State, and for other purposes.

On motion of Mr. Gibson of Richmond, the first section was stricken out, when Mr. Lewis of Hancock, withdrew the Bill.

Mr. Tuggle offered as a substitute :

A Bill to amend an Act to provide for the education of the children of this State, between certain ages, and provide an annual sinking fund, for the extinguishment of the public debt, &c.

On motion of Mr. Smith of Towns, the various Bills mentioned, and the substitute of Mr. Tuggle, were postponed until to-morrow.

The General Appropriation Bill was taken up, and pending the action of the House upon the same, Mr. Broyles of Whitfield moved to take up the Resolution offered by the Judiciary Company, on the subject of adjournment, which fixes Friday next, as the period of adjournment sine die.

On agreeing to the same, the yeas and nays were recorded.

There are yeas 105, there are nays 50.

Those who voted in the affirmative are Messrs.

Alexander,	Grovensteine,	Mullens,
Allen.	Hardin,	Norwood,
Anderson,	Harkness,	Parks,
Baugh,	Harper of Sumter,	Perry,
Bivins,	Harris,	Pilcher,
Brinson,	Hartridge,	Pitts,
Brown of Sumter,	Herrington,	Prescott,
Broyles,	Hockenhull,	Price,
Brewton of Tatt-	Hogans,	Richards,
nall,	Holden,	Scott
Causey,	Holloman,	Screven,
Clark of Elbert,	Horsley,	Smith of Bryan,
Colvard,	Howell of Milton,	Smith of Hall,
Coleman,	Hutchins,	Smith of Towns,
Conley,	Johnson,	Smith of Twigg's,
Cullens	Jones of Mitchell,	Sockwell,
David,	Kelling,	Sprayberry,
DeLamar,	Key,	Sweat,
Delony,	Knowles,	Tapley,
Dixon,	Knox,	Tatum,
Echols.	Lewis of Greene,	Terrell,
Ector,	Lewis of Hancock,	Thrasher,
Edmondson,	Lester,	Turner,
Ely,	Lockett,	Vanover,
Fain of Gilmer,	Lumpkin,	Vaughn,
Fain of Gordon,	Mays	Walton
Fain of Union,	McCants,	Ware,
Fannin of Morgan,	McComb,	West,
Fleming,	McCrairy,	Whaley,
Fortner,	McDonald of Lump-	Whittle.
Gay,	kin,	Wicker,
Gibson of Rich-	McDonald of Mur-	Williams of Clinch,
mond,	ray,	Williams of Musco-
Gibson of Warren,	McEver	gee,
Goodman,	McWhorter,	Wilson,
Graham,	Mintz,	Young,
Greene of Cobb,	Morris,	

Those who voted in the negative are Messrs :

Barksdale,	Cason,	Farnell,
Blakey,	Clarke of Monroe,	Finney,
Brown of Houston,	Daniel,	Glass
Bruton of Forsyth,	Eberhart,	Harper of Henry,

Heath,	Lofton,	Rozier,
Henderson of Henry,	Lumsden,	Selman,
Henderson of New-	Martin,	Settle,
ton,	McGar,	Sharpe,
Henderson of	McLendon,	Simms,
Worth,	McRea,	Smith of Coffee,
Hicks,	Mitchell,	Stewart,
Holland,	Nobles,	Strickland,
Hopkins,	Patrick,	Tuggle,
Howell of Lowndes,	Patton,	Underwood,
Hurst,	Ragsdale,	Wofford,
Irwin,	Register,	Worley,
Jones of Rabun,	Reeder,	
Kelly,	Render,	

So the Resolution was agreed to.

Leave of absence was granted Messrs. Ely, Bivins, Strickland, Pitts, Farnell, Graham, Cook, and Rosier, and the House adjourned until 7 o'clock P. M.

SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Fannin of Morgan, withdrew from the further consideration of the House, the bill requiring parties propounding a will for probate to give to parties interested as legatees or to those who would be interested if there were no will, notice, &c., &c.

The House took up the report of the committee on the bill to protect landlords in the possession of their lands, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend an act pointing out the mode of collecting a certain description of a debts therein mentioned, approved December 19th, 1818, and to extend the provisions of the same to embrace corporations.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the claim laws of this State, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, Mr. McWhorter in the chair, on the bill to donate to the county of

Taylor, one thousand dollars out of the State tax of said county for the year 1859, and for other purposes therein mentioned.

After some time spent therein the committee rose and through their chairman reported the same back to the House without amendment.

The report was agreed to. The bill was read the third time and lost.

The House took up the Report of the committee on the bill to raise the salaries of Secretary of State, Comptroller, Treasurer and Surveyor General to two thousand dollars each, per annum; to increase the duties of Comptroller General, and to provide compensation for the same, and for other purposes.

The Judiciary committee offered as a substitute for the same,

A bill to increase the duties of the Comptroller General and provide compensation for the same and for other purposes hereinafter named.

The same was adopted.

The report was thereon agreed to, the bill was read the third time and passed.

The bill to lay out and organize a new county from Decatur and Thomas, and for other purposes, and

A bill to lay out and organize a new county out of the counties of Cobb, Cass, Cherokee and Paulding, and for other purposes, were on motion indefinitely postponed.

Mr. DeLoay, withdrew from the consideration of the House,

A bill to provide for the rendition of fugitive criminals.

The House took up the report of the committee on the bill to amend an act to regulate toll bridges, ferries and turn pike roads, approved December 22d, 1808, and to prescribe certain penalties for a violation of said act.

The report was agreed to, the bill was read the third time and passed.

The bill to provide for the taking of testimony by interrogatories in all civil cases. &c.,

Was indefinitely postponed.

Also, a bill to repeal an act settling and fixing the hours of labor in factories.

The House took up the report of the Committee on the bill, to prescribe the time in which the Public Printer shall furnish the Journals of the Legislature, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, Mr. McWhorter in the chair, on the bill to compensate Dr. Eugene

F Colzy, for Medical services rendered the citizens of Oglethorpe during the prevalence of Small Pox in said county.

The same was amended,

The committee rose and through their chairman reported the same back to the House as amended.

The bill and amendments were on motion indefinitely postponed.

Mr. Williams of Muscogee, withdrew from the further consideration of the House,

A bill to compensate Dr. Benjamin F Newsum, of the county of Macon, for Medical services rendered to the citizens of Macon and Taylor counties, during the prevalence of Small Pox in said counties.

The House took up the report of the committee on the bill to fix the pay of the Guard of the Penitentiary for the future.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to repeal the 1st, 2nd and 3d sections of an act to prescribe certain rules and regulations to be observed by the several Railroad Companies in running engines upon their respective tracks, and annex a penalty for the violation of the same, approved January 22d, 1852, and to substitute two sections in lieu of said second and third sections.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to confer powers upon Juries at Law.

The report was agreed to, the bill was read the third time and passed.

The following bills were indefinitely postponed, to-wit:

A bill for the relief of George W Douglas.

A bill to lay out and form a new county out of the counties of Coweta, Heard, Troup and Merriwether, and

A bill for the relief of William Fulcher's securities.

The House went into committee of the whole, Mr. McWhorter in the chair, on the bill to reimburse the heirs of Everett Wells.

After some time spent therein the committee rose and through their chairman, reported the same with an amendment.

The report was agreed to, the bill was read the third time and passed.

On motion of Mr. Lewis of Hancock, the following message of the Governor was taken up and read.

EXECUTIVE DEPARTMENT,

MILLEDGEVILLE, GA., Dec. 3d, 1859.

To the House of Representatives:

I herewith return without approval a bill entitled an act for the relief of Virginia Louise Howell, of the county of Hancock.

The preamble of this bill recites that Mrs. Howell whose maiden name was Dunavent, was married to Bertram H. Howell on the 28th day of June, 1855, that her husband cruelly treated her after the marriage, and that he abandoned her on the 5th of December, 1857, and has never since contributed to her support, that he procured her consent to marry him by promises which were never fulfilled, and that satisfactory evidence has been produced, that her husband at the time of the marriage with her was the husband of another wife, then in life.

The bill then enacts that she is released from all disabilities and penalties, which she may incur by a marriage with any other person, that the contract between her and Howell is null and void, and declares "*the parties forever totally divorced.*" If all is true which the bill recites the proper tribunal in the proper State, ought to declare "that the parties are forever totally divorced." If I am correctly informed, the alleged marriage in this case was solemnized in the State of Virginia, and the cruel treatment and abandonment took place in New York, neither of the parties now is or ever has been a citizen of Georgia. Mr. Howell is not now in the State, and Mrs. Howell has only been two or three months in the State. It might be a grave question therefore whether the Judiciary of Georgia to which department of the Government the Constitution has given jurisdiction over the subject of granting divorces, has any jurisdiction over this case. If however, this investigation can properly be had in Georgia, it must be had before the Courts. After a careful investigation of this question, I am fully satisfied that the Legislature of Georgia has no power under the Constitution to grant a divorce, in this or any other case, and that the Constitution not only confers the power upon the Judiciary but expressly prohibits the Legislature from exercising it.

The 1st section of the 1st article of the Constitution of this State declares that, "the Legislative, Executive and Judiciary departments of government shall be distinct, and to each department shall be confided a separate body of magistracy; and no person, or collection of persons, being of one of these departments, shall exercise any power properly at-

attached to either of the others, except in the instances herein expressly permitted."

If it can be shown that the Constitution has assigned the power of trying issues of this character, and of granting divorces, to the Judiciary department of the government, it must be admitted that the above section of the Constitution prohibits the Legislative department from exercising this power, unless it is "expressly" given to the Legislature also by some other clause in the Constitution. I cannot find any clause in the Constitution which "expressly" *permits* the Legislature to exercise this power.

Let us see what the Constitution does say upon this subject. By the Constitution of 1798, it is declared that, "divorces shall not be granted by the Legislature, until the parties shall have had a fair trial before the Superior Court, and a verdict shall have been obtained upon legal principles; and in such case, two thirds of each branch of the Legislature may pass acts accordingly." It will be observed that the Constitution of 1798, conferred this power upon neither of these departments of the government separately, but made its exercise dependent upon the action of both. This provision of the Constitution was changed in 1835, and the following was adopted in lieu of it, viz: "Divorces shall be final and conclusive, when the parties shall have obtained the concurrent verdicts of two special juries, authorizing a divorce upon legal principles."

This section of the Constitution of 1835 repealed the section of the Constitution 1798, above quoted, and vested the whole power of granting divorces in the Courts, where alone the verdicts of special juries can be had; and as it did not "expressly" *permit* the Legislature to take any part in granting a divorce, it of course took from the Legislature all power over the subject by virtue of the first section above quoted. The Constitution of 1835, only permitted the Courts to grant divorces upon *legal principles*, to-wit; the legal principles then in existence; and not only denied to the Legislature the right to grant divorces, but also denied the right to the Legislature to change the legal principles upon which the Courts were authorized to grant them.

In 1849, this section of the Constitution was again changed, to as to give to the Courts the right to *grant* divorces, and to the Legislature the right to prescribe the *legal principles* upon which they may be granted. The Constitution as amended in 1849, is now of force so far as divorces are concerned, and is in these words, "Divorces shall be final and conclusive when the parties shall have obtained the concurrent verdicts of two special juries authorizing a divorce upon *such legal principles* as the General Assembly may by law prescribe." The Constitution of 1849, repeals so much only of that of 1835 as ~~denied the Legislature the~~

right to *prescribe* the legal principles upon which divorces may be granted and confers upon the Legislature in future the right to prescribe the legal principles upon which the Courts shall act in granting them. In a word the Constitution as it now stands confers upon the Courts the right to grant divorces, and upon the Legislature the power to prescribe the legal principles upon which the Courts may grant them. The Legislature has no more power therefore under the Constitution to grant divorces, than the Courts have to prescribe the legal principles upon which the Legislature may grant them; and the Courts would no more transcend the power given them by the Constitution, were they to assume the right to prescribe the legal principles upon which divorces may be granted by the Legislature, than the Legislature transcends its power, when it assumes the right to grant a divorce. I deny therefore, that the Legislature has any power to grant a divorce and maintain, that the passage of a bill by the Legislature for that purpose is an attempted exercise of power denied the General Assembly by the express words of the Constitution. Upon examination it will I think be found that I am fully sustained in this view of the question by the highest Judicial tribunal in the State.

In the case of *Head vs Head*, 2d Kellys Report, 190, this question is discussed, and Judge Nesbit delivering the opinion of the Supreme Court uses the language quoted below in reference both to the policy and power of granting divorces. The learned Judge says "In our judgment, the Constitution of 1793, was intended 1st to transfer the jurisdiction over divorces in all cases in the *first instance* from the Legislature to the Superior Court, for it provides that divorces *shall not* be granted by the Legislature until the parties shall have had a fair trial before the Superior Court, and a verdict shall have been obtained authorizing a divorce. Before 1798 the Legislature had unlimited power over the subject, and we infer that whether the Courts possessed jurisdiction or not they did not exercise it. By the Constitution the initiatory steps towards getting a divorce were to be taken before the Courts; the right and the duty of *first* hearing the cause were devolved upon them, and the Legislature was inhibited from *acting at all* until there was a *trial and verdict* before the Superior Court.

By the terms of the Constitution the Legislative will was intended to be restrained in its action, upon such divorce cases as thus came to it from the Courts, by the requirement that there should be a vote of two-thirds of each branch before there could be a dissolution of the marriage contract. That is to say, the fair trial and verdict being had it was competent (and yet not obligatory) for the Legislature to grant divorces provided there was in favor of the application a *concurring* vote of two-thirds of both branches. The

Constitution intended to restrict both the Courts and the Legislature as to the power to grant divorces to such cases as were grantable on *legal principles*.

For the Legislature is clothed with power to act *only* when there has been in the case brought before it a *fair trial* and a verdict rendered upon *legal principles*. The constitution declares that the trial shall be had, and the verdict rendered upon *legal principles* and before the *Superior Court*, thus making the Court the judge of the application of those principles to the cases brought before it. I only remarked in this stage of the discussion that it must be apparent to the most careless reader, that the constitution of 1798 is in restraint of divorces. The wise framers of that instrument were careful to hinder facility in their procurement. The prohibitory and restraining characters of the article, the fact that these restraints are fundamental, and beyond the reach of legislative caprice or impulse, go a great way to disprove and negative the inferences which the counsel draws in favor of his construction. The learned Judge then adds. "The amended constitution of 1835 in few brief words divest the Legislature of all jurisdiction over divorces, and casts it entire upon the Courts; by the fundamental law it belongs now to them and *cannot belong elsewhere*."

This language of the Supreme Court is too plain to be misunderstood, and shows conclusively that the General Assembly have no jurisdiction over this subject. Again, the Court says "it is scarcely necessary to inquire into the reasons which induced the Legislature to divest themselves of all power over this subject. The preamble of the "act amendatory of the constitution recites some of the reasons, such as the *annoyance* of the Legislature by reason of the *frequent, numerous and repeated* applications for divorces; the expense attending these applications, and the unnecessary *swelling of the laws and Journals*, &c. Now the reasons of a law which are put forth in the preamble to meet the public eye are not always the only or the true reasons—they are not in this case. The amendment of 1835 had its origin, I have no doubt, in a conviction upon the minds of prudent and discerning men, that divorces under the constitution of 1798, were alarmingly frequent, and this was owing to the fact that the responsibility being divided between the Courts, and the Legislature was felt by neither, and that if the responsibility of finding the facts was cast upon special juries, and of administering the law upon the Courts, divorces would be of rare occurrence, and society be saved, from legalized process of demoralization. The Court adds, "The wealth and standing of the parties, their political and social relations, or perhaps the *personal beauty and address of a female libellant controlled in many cases the ac-*

tion of the Legislature." Judge Nisbet then very wisely says, "In my view of this subject the *family is the foundation of the State.*" Upon the intangible sanctity and almost indissoluble integrity of the marriage contract, depend the character and happiness of our population, the perpetuity of our institutions, the peace of our homes, and all the charities of social life. If any thing ought to be under the protection of the law, surely this contract ought to be. The happiness of married life depends very much upon the idea of the indissoluble character of the relation, and I am well assured that legal facility in desolving it is the source of strife, bickering, crime and misery. I think it is clearly shown, therefore, by the decision of the Supreme Court that it is not only bad policy for the Legislature to exercise this power without great caution, if it possessed it, but that it did not possess the power without the previous action of the Court under the constitution of 1798, and that it now possesses no power or jurisdiction over the subject either by the constitution of 1835 or 1849, and that the power is now vested exclusively in the Courts. It has been suggested in this case that the Legislature at its last session passed a statute by which the decisions of the Supreme Court are declared to be the law till changed by the Legislature, and that the Legislature have the right, under the act, to change the decision of the Supreme Court which decides that the constitution vests the exclusive jurisdiction in cases of divorce in the Courts, and denies to the Legislature the exercise of the power. I cannot see the application which this statute has to the question in issue. If the constitution denies this power to the Legislature, as the Supreme Court has said it does, and the Court has properly construed the constitution, certainly no act of the legislature overruling the decision of the Court could change the constitution, and vest in the Legislature an authority denied it by the constitution. An attempt to do so would be an attempt to repeal the constitution by a statute passed by the General Assembly. Since the amendment of the constitution of 1835, frequent applications have been made to the Legislature to grant divorces to citizens of our own State; and I know of no instance in which the power has been exercised since 1835, except in a single case in 1837, and in this case the verdict of the jury and the judgment of the Court had been rendered previous to the alteration of the constitution, and the Legislature passed an act perfecting a divorce, which it was held must be passed by two thirds majority under the requirements of the constitution of 1798. Since 1837 repeated applications have been made, and in no instance, so far as I can learn, has a single bill introduced for this purpose become a law. Nor can I find a single instance upon the Statute

book since 1798, in which the Legislature has exercised the power claimed in this case, and granted a divorce without a trial in Court, and the verdict of a Jury first rendered in favor of the applicant. Shall there be no limit to the agitation of this question, and shall the question of legislative power in this regard never be considered as settled? If in the judgment of the present General Assembly, the opinion of the Supreme Court is entitled to no consideration, I would respectfully inquire whether the opinions of our predecessors in office, for the last sixty years should not command our respect.

If the Legislature from 1798 to 1835 uniformly held that they had no power to grant a divorce without a previous trial between the parties in the Superior Court, and no act has been passed into a law since 1837, granting a divorce under any circumstances even to our own citizens. Why, I would ask, should we disregard all precedent—set at naught the opinions of our Supreme Judges, and condemn all the wisdom of the great and the good, who have gone before us, to grant relief to a person who comes from another State to ask us to do what she has not asked at the hands of the tribunals of her own State.

I trust we are not yet prepared to make our Halls what one or two of the Northern States once were, and what they have refused longer to be, a forum for dissolving the marriage ties between citizens of other States, whose cases will not bear investigation or entitle them to relief at home.

The christian and the patriot have cause to regret that the marriage relation in our State should be treated with so little sanctity. Divorces are now too easily obtained in our Courts, and the penalty imposed by a wholesome statute upon those who are the guilty cause of divorce, is being repealed by repeated acts of the legislature, for the relief the guilty parties, and to permit them to marry again. If we would maintain a wholesome rule of law, that the guilty party shall not be permitted to marry again during the life of the other party we would destroy all temptation, which parties without the enforcement of the rule now have to obtain divorces by collusion, or by the practice of a fraud upon the Courts, since the precedent of relieving the guilty party has been set by the Legislature. I am informed that it now frequently occurs in the Courts, that no defence is made to an action of divorce, by the defendant, with the understanding that the plaintiff's friends will offer no opposition to the defendant's application for relief in the Legislature, and in this way parties who desire to be separate, make the Courts and Legislature the instruments to accomplish the object. Sound policy certainly dictates that a period be put to this demoralizing practice. I trust I am not too sanguine when I express my hope, that the

sober thinking, moral and religious portion of our community will take the question under consideration, and demand of their rulers that a practice so corrupting in its tendencies, and demoralizing in its effects be no longer tolerated. In the case now before us were I to admit what is deemed, that the Legislature possesses the power to grant a divorce I could never consent to the exercise of the power upon a mere *ex parte* statement, without a trial and without giving both parties an opportunity to be heard. If I am not misinformed, no witnesses have been sworn in this case before either branch of the General Assembly, or any committee appointed by them with powers to take testimony, and Mr. Howell has not been cited by any process emanating from either House to appear and defend. The case is, therefore, progressing not only *ex parte*, but without even swearing the witnesses on the part of the applicant. The preamble of the bill makes grave charges against Mr. Howell, and condemns him without a hearing. This is contrary to every principle of natural justice, and shows the wisdom of those who made the constitution, and vested the power to grant divorces in the Courts and juries, when issues of this character may be fairly tried, after both parties have had an opportunity to be heard, and to introduce evidence and examine and cross-examine witnesses under oath. The constitution vests in the General Assembly as much right to try an action of ejectment or an action of debt upon a promissory note, to which Mr. Howell may be a party, and to render a judgment against him without a hearing, or to try any other issue properly pertaining to the Courts and juries, as it does to try this issue, and render the judgment pronounced by this bill.

I also object to the passage of this bill upon principles of public policy. If Mrs. Howell is the injured party, and deserves relief, why did she not apply to the Legislature or Courts of the State, where the marriage was solemnized, or where the separation took place, or where the legal residence of one of the parties is now known to be, where the facts are known, and where a fair trial could be had, with both sides of the question fairly before the tribunal which is to pronounce the judgment. This would certainly have looked better. If we grant the relief asked for in this case, we open wide the door to similar applications; and we may expect that discontented husbands and wives from other States, who may be unable to establish a right to relief at home, will crowd our legislative halls with similar petitions, supported by evidence on one side only. Is it good policy to invite such applications from all parts of the Union, and to volunteer our services to settle all the family difficulties which occur beyond our limits. I am of opinion that it is not, and that we have enough to do if we

confine ourselves to such investigations as properly belong to us; and to such legislation as is demanded by the wants of the people of our own State.

JOSEPH E. BROWN.

Upon the question of passing the bill for the relief of Mrs. Virginia Louise Howell over the Executive Veto, the yeas and nays were required to be recorded.

There are yeas 31. There are nays 73.

Those who voted in the affirmative are Messrs.

Allan,	Hutchins,	Parks,
Clark of Elbert,	Key,	Patton,
Coleman,	Knowles,	Pilcher,
Cullens,	Lewis of Greene,	Prescott,
Daniel,	Lewis of Hancock,	Tatum,
Glass,	Lumsden,	Thrasher,
Gibson of Richmond,	McCrairy,	Turner,
Gibson of Warren,	McDonald of Lumpkin,	Williams of Muscogee,
Hollomon,	Mintz,	Wofford,
Horsley,	Mullens,	Young,
Howell of Lowndes,		

Those who voted in the negative are Messrs:

Anderson,	Henderson of New-Nobles,
Barksdale,	ton,
Baugh,	Henderson of Ragsdale,
Blakey,	Worth,
Bivins,	Hicks,
Brown of Houston,	Hockenhull,
Brown of Sumter,	Holland,
Broyles,	Holmes,
Bruton of Forsyth,	Hurst,
Cason,	Irwin,
Clark of Monroe,	Johnson,
Conley,	Jones of Mitchell,
David,	Jones of Rabun,
DeLamar,	Kelly,
Dixon,	Knox,
Eberhart,	Lockett,
Edmondson,	Martin,
Fain of Gilmer,	Mays,
Fain of Union,	McCants,
Fannin of Morgan,	McDonald of Mur-
Fleming,	ray,
Goodman,	McEver,
Greene of Cobb,	McLendon,
Harper of Henry,	McRea
Heath,	McWhorter,
Henderson of Hen-	Morris,
ry,	

So the bill was lost.

The House adjourned until 9½ o'clock, A. M., to-morrow.

THURSDAY, DECEMBER 8th, 1859.

The House met pursuant to adjournment.

Mr. Morris of Glynn moved to reconsider so much of the Journal of yesterday as relates to the rejection of the bill to aid the citizens of Georgia in the construction of Railroads in this State upon the conditions and limitations there specified.

The yeas and nays upon this proposition were recorded.

There are yeas 66 ; There are are nays 78 :

Those who voted in the affirmative are Messrs :

Allan,	Harris,	Patrick,
Anderson,	Henderson of Worth	Patton,
Baugh,	Hockenhull,	Prescott,
Blakey,	Holland,	Price,
Brown of Houston,	Howell of Lowndes	Ragsdale.
Broyles,	Howell of Milton,	Register,
Brewton of Forsyth	Hutchins,	Reeder,
Cason,	Johnson,	Richards,
David,	Jones of Mitchell,	Sharpe,
DeLamar,	Jones of Rabun,	Smith of Coffee,
Echols,	Keeling,	Smith of Hall,
Edmondson,	Knox,	Smith of Towns,
Ely,	Lester,	Sockwell,
Fain of Gilmer,	Mays,	Sweat,
Fain of Gordon,	McDonald of Lump-	Thrasher,
Eain of Union,	kin,	Turner,
Fleming,	McDonald of Mur-	West,
Fortner,	ray,	Whaley,
Gay,	McEver,	Williams of Clinch,
Glass,	McRea,	Wofford,
Graham,	Mintz,	Worley,
Green of Cobb,	Nobles,	Young,
Hardin,	Parks,	

Those who voted in the negative, are Messrs.,

Alexander,	Harper of Sumter,	Mullens,
Barksdale,	Hartridge,	Norwood,
Brantley,	Heath,	Perry.
Brinson	Henderson of Hen-	Pilcher,
Brown of Sumter,	ry,	Render,
Brewton of Lattinall	Henderson of New-	Rosier,
Causey,	ton,	Scott,
Clark of Albert,	Hicks,	Screven,
Clark of Monroe,	Holden,	Selman,
Colvard,	Holloman,	Settle,
Coleman,	Hopkins,	Sims,
Conley,	Hurst,	Smith of Bryan,
Cullens,	Irwin,	Smith of Twiggs,
Daniel,	Kelly,	Solomons,
Delony,	Key,	Sprayberry,
Dixon,	Knowles,	Stewart,
Eberhart	Lewis of Greene,	Strickland,
Ector,	Lofton,	Tatum,
Fannin of Morgan,	Lumpkin,	Terrell,
Farnell,	Lumsden,	Tuggle,
Finney.	Martin,	Vauover,
Gibson of Rich-	McCants,	Vaughn,
mond.	McCrairy,	Walton,
Gibson of Warren,	McLendon,	Ware,
Goodman	McWhorter,	Whittle,
Grovenstein,	Mitchell,	Wicker,
Harkness	Morris,	Wilson,
Harper of Henry,		

So the motion did not prevail.

On motion of Mr. *Horsley*, so much of the Journal of yesterday as relates to the rejection of the bill to provide for taking testimony by interrogatories in all civil cases, was reconsidered, and withdrawn from the further consideration of the *House*.

Mr. Gibson of Richmond moved to reconsider so much of the Journal of yesterday as relates to the action of the *House* sustaining the executive veto of the bill for the relief of Mrs. Virginia Louise *Howell*, of the county of *Hancock*.

Upon this proposition, the yeas and nays were required to be recorded.

There are yeas 60, there are nays 77.

Those who voted in the affirmative are Messrs:

Alexander.	Hofden,	Parks,
Allan,	Holloman,	Patton,
Brantley,	Hopkins,	Pilcher,
Brinson,	Horsley,	Prescott,
Causey,	Howell of Lowndes,	Price,
Clarke of Elbert,	Howell of Milton,	Selman,
Coleman,	Hutchins,	Smith of Towns,
Cook,	Key,	Solomons,
Cullens,	Knowles,	Sprayberry,
Daniel,	Lewis of Greene,	Sweat,
Delony,	Lewis of Hancock,	Tapley,
Ector,	Lofton,	Tatum,
Fortner,	Lumpkin,	Thrasher,
Glass,	Lumsden,	Turner,
Gibson of Rich-	McComb,	Underwood,
mond,	McCrairy,	Vanover,
Gibson of Warren,	McDonald of Lump-	West,
Graham,	kin,	Williams of Mus-
Grovensteine,	McWhorter,	cogee,
Harper of Henry,	Mintz,	Wofford,
Harper of Sumter,	Mullens,	Young.

Those who voted in the negative are Messrs :

Barksdale	Goodman,	Martin,
Baugh,	Green of Cobb,	Mays,
Blakey,	Hartridge,	McDonald of Mur-
Brown of Houston,	Heath,	ray,
Brown of Sumter,	Henderson of Henry	McEver,
Broyles,	Henderson of New-	McLendon,
Bruton of Forsyth,	ton,	McRea,
Brewton of Tatnall,	Henderson of Wo'th	Morris,
Cason,	Herrington,	Nobles,
Clarke of Monroe,	Hicks,	Norwood,
Colvard,	Hockenhull,	Patrick,
Conley,	Holland,	Perry,
David,	Holmes,	Ragsdale,
DeLamar,	Hurst,	Register,
Dixon,	Irwin,	Reeder,
Eberhart,	Johnson,	Render,
Edmondson,	Jones of Mitchell,	Richards,
Fain of Gilmer,	Jones of Rabun,	Scott,
Fain of Union,	Keeling,	Screven,
Fannin of Morgan,	Kelly,	Settle,
Eleming,	Knox,	Sims,
Finney,	Lester,	Smith of Bryan,
Gay,	Lockett,	Smith of Hall,

Sockwell,
Strickland,
Terrell,
Tuggle,

Vaughn,
Ware,
Whittle,
Wicker,

Williams of Clinch,
Wilson,
Worley,

So the motion did not prevail.

The bill to repeal the 9th and 10th sections of an act to lay out and organize a new county from the counties of Lowndes and Thomas, and for other purposes, was indefinitely postponed.

The House took up the report of the committee on the bill to change the line between the counties of Milton and DeKalb, and Milton and Gwinnett.

The same was amended.

The report, as amended, was agreed to, the bill was read the third time and passed.

The following Message was received from the Senate by Mr. West, their Secretary :

Mr. Speaker: The Senate have passed the following bills, to wit :

A bill to be entitled an act to provide for the election of County Treasurer, in the counties of Berrien, Newton, Baker, Forsyth, Hall, Lumpkin, Ware, Mitchell, Fannin, Paulding, Johnson and Marion. Also,

A bill to be entitled an act to submit the question of the removal of the Court House of the county of Clinch to the voters thereof. Also,

A bill to be entitled an act to incorporate the Enterprise Railroad company, and for other purposes. Also,

A bill to be entitled an act to incorporate the Augusta, Petersburg and Savannah River Steam and Pole Boat Navigation company of North Eastern Georgia. Also,

A bill to be entitled an act to legalize the purchase of a tract of land made by Mrs. Clementine J. Billingslea, Administratrix of James F. Billingslea deceased of the county of Greene. Also,

A bill to be entitled an act to repeal the second section of an act entitled an act to provide for the education of the children of this State between certain ages, and to provide an annual sinking fund for the extinguishment of the public debt, so far as the county of Echols is concerned, and for other purposes. Also,

A bill to be entitled an act to regulate the sale and use of spirituous liquors and intoxicating drinks within the corporate limits of the town of Elberton. Also,

A bill to be entitled an act for the relief of Luke Paget, his heirs and representatives. Also,

A bill to be entitled an act to incorporate Furlow Female College in the city of Americus, and to incorporate Trustees for the same. Also,

A bill to be entitled an act to authorize the county of Thomas to aid in the construction of the South Georgia and Florida Railroad, from Albany, in the county of Dougherty, or any point in its vicinity on either side of Flint River to Thomasville to any point on the Florida line, as said Georgia and Florida Railroad company, may deem best by the subscription for stock, and the issue of bonds therefor, upon a vote of the citizens. Also,

A bill to be entitled an act to incorporate the Chestatee River and Town Creek Hydraulic Hose Mining company, and to incorporate the Cavender Creek and Wards Creek Hydraulic Hose mining company,

The Senate have also passed the following bills of the House of Representatives.

A bill to be entitled an act for the relief of the estate of Robert Bradford deceased, and Samuel Moffat, and Robert H Bradford, Executors of the same. Also,

A bill to be entitled an act to incorporate the town of Thomson in the county of Columbia, &c. Also,

A bill to be entitled an act to revise and amend an act entitled an act to appoint Trustees for the Jackson county Academy, and to incorporate the same, assented to 20th of November, 1818, and for other purposes therein expressed. Also,

A bill to be entitled an act to incorporate Georgetown of Quitman county.

Also, to define the boundary of said incorporation, and to appoint the persons therein named Commissioners of said town, and to confer certain powers upon said commissioners and their successors in office. Also,

A bill to be entitled an act to incorporate Etowah Lodge, No. 222, of Free and Accepted Masons at Dawsonville, in Dawson county. Also,

A bill to be entitled an act to allow additional compensation to the Sheriffs of Hall, Cass and Dade counties. Also,

A bill to be entitled an act to change the name of the Montrose Manufacturing Company of Sparta, Hancock county, to that of the Montour Manufacturing Company, and for other purposes. Also,

A bill to be entitled an act to incorporate Herman Lodge, No. 189, of Free and Accepted Masons, and for other purposes, therein mentioned. Also,

A bill to be entitled an act to reduce the Sheriff's bond of Dooley county from twenty thousand, to ten thousand dollars. Also,

A bill to be entitled an act to authorize the Inferior court of Ware county to assess an extra tax for the purpose of building a Court House in said county. Also,

A bill to be entitled an act to consolidate the offices of Tax Receiver and Collector of Wilcox county. Also,

A bill to be entitled an act to authorize and require the Ordinary of Warren county to pay Miss Harriett J. Dennis the sum of eighty seven dollars and six cents, out of any school fund in his hand for education purposes.

The Senate have also passed the following bills of the House of Representative, and in which they ask the concurrence of the House, to wit :

A bill to be entitled an act to give to Charles N. Terry and Joseph H. Morehouse the same privileges, and make them subject to the same liabilities as though they were of lawful age. Also,

A bill to be entitled an act to add an additional section to the act incorporating the town of Dahlonega, in the county of Lumpkin. Also,

A bill to be entitled an act to allow Stephen Williams of Pierce county, and John Taylor of Ware county, to peddle in the First Congressional District, paying license for the same. Also,

A bill to be entitled an act to incorporate the Bainbridge Volunteers, and to confer certain privileges upon the same.

The Senate have also concurred in a resolution of the House of Representatives prolonging the present session of the General Assembly until Friday the 16th inst.

The following message was received from His Excellency the Governor by Mr. Campbell his Secretary, to wit :

Mr. Speaker: The Governor has signed the following acts, to wit:

An act to repeal an act to authorize the Georgia Railroad and Banking Company, to build a Branch Road to the town of Eatonton, Putnam county, and to increase the Capital Stock of said company, assented to on the 11th December, 1858.

An act to alter and change the time of holding the Superior and Inferior courts for the county of Walker, and the Superior Courts for the county of Dade.

An act to alter the times of holding the Superior courts of the county of Effingham, and for other purposes therein mentioned.

An act to incorporate the town of Hawk in the county of Pulaski, to appoint Commissioners for the same, and to confer certain powers upon said commissioners. Also, to incorporate the town of Grooverville, in the county, and for other purposes.

Mr. Lester of Cobb, offered a resolution requesting our Senators and Representatives in Congress to use their best efforts to obtain an increase of the salary of the Hon. John E. Nicholl.

The House took up the report of the committee on the bill to prevent and make penal the betting on elections.

The report was agreed to, the bill was read the third time and passed.

The House went into Committee of the Whole, Mr. McWhorter in the Chair, on the Bill for the relief of John J. Flornoy of the county of Jackson.

After some time spent therein the committee rose and through their chairman, reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and lost.

The bills on the subject of education, were on motion postponed for the present.

The House took up the report of the Committee on the bill to prevent minors from selecting a new County at their own option, upon arriving at fourteen years of age, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The bill to lay out and organize a new county from the counties of Gordon, Cass, Cherokee, Pickens and Wilmer, and for other purposes, was postponed indefinitely.

The House took up the report of the committee on the bill to employ a State's Geologist, and to prescribe his duties.

The report was agreed to, the bill was read the third time and lost.

The bill to provide for the mileage and per diem pay of members of the General Assembly, and to regulate the same, was indefinitely postponed.

The House took up the report of the committee on the bill to amend the Judiciary of Georgia, so far as respects the county of McIntosh.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the line between the counties of Randolph and Quitman, and for other purposes.

The report as was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the law of descendants in cases of persons who are illegitimate or born out of lawful wedlock dying intestate.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to create and lay off a new Judicial Circuit to be called the Hiwassee Circuit.

The report was agreed to, the Bill was read the third time, and on the question of its passage the yeas and nays were required to be recorded.

There are yeas 61. There are nays 79.

Those who voted in the affirmative are Messrs :

Alexander,	Hardin,	Nobles,
Allan,	Harkness,	Parks,
Anderson,	Harris,	Patton,
Baugh,	Hartridge,	Register,
Broyles,	Henderson of Worth,	Richards,
Brewton of Tatnall,	Holmes,	Screven,
Cason,	Howell of Milton,	Sharpe,
Colvard,	Hutchins,	Smith of Bryan,
Cullens,	Irwin,	Smith of Coffee,
David,	Johnson,	Smith of Hall,
Delony,	Jones of Rabun,	Smith of Towns,
Echols,	Keeling,	Sockwell
Ector,	Knox,	Sweat,
Edmondson,	Mays,	Tapley,
Fain of Gilmer,	McComb,	Tatum,
Fain of Gordon,	McDonald of Lump-	West.
Fain of Union,	kin,	Wicker,
Fortner,	McDonald of Mur-	Williams of Clinch,
Gay,	ray,	Wofford,
Glass,	McEver,	Young,
Gibson of Richmond,	McRea,	
Graham,		

Those who voted in the negative, are Messrs.

Barksdale,	Hicks,	Perry,
Blakey,	Holden,	Pilcher,
Brinson,	Holland,	Price,
Brown of Houston	Holloman,	Ragsdale,
Brown of Sumter,	Hopkins,	Reeder,
Causey,	Horsley,	Rosier,
Clark of Elbert,	Howell of Lowndes,	Scott,
Clark of Monroe,	Hurst,	Selman,
Conley,	Jones, of Mitchell,	Settle,
Cook,	Kelly,	Sims,
Daniel,	Key,	Smith of Twiggs,
Delamar,	Knowles,	Stewart,
Dixon,	Lewis of Greene,	Strickland,
Eberhart,	Lewis of Hancock,	Taylor,
Farnell,	Lofton,	Terrell,
Fleming,	Lumpkin,	Thrasher,
Finney,	Lumdsen,	Turner,
Gibson of Warren,	Martin,	Tuggle,
Goodman,	McCants,	Vanover,
Green of Cobb,	McCrairy,	Vaughn,
Grovensteine,	McLendon,	Walton,
Harper of Henry,	McWhorter,	Ware,
Harper of Sumter,	Mintz,	Whaley,
Henderson of Hen-	Mitchell,	Whittle,
ry,	Morris,	Williams of Musco-
Henderson of New.	Mullens,	gee,
ton,	Norwood,	Worley,
Herington,	Patrick,	

So the bill was lost.

The bill to exempt practising Physicians from Jury duty, and to allow them to be examined by interrogatories, was taken up and postponed indefinitely.

Leave of absence was granted Mr. Smith, of Towns, after Saturday next for the remainder of the session, and to Mr. Smith of Clinch, on account of sickness in his family

The following Message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker :—The Senate have passed the following bills to wit :

A bill to be entitled an act to authorize the Ordinary of Whitfield county to pay Teachers of poor children, for the year 1859. Also,

A Bill to be entitled an act to change the county line between the counties of Wayne and Charlton; between the counties of Colquitt and Thomas; between the counties of Screener and Schley; between the counties of Lee and Sumter; between the counties of Ware and Pierce; between the counties of Pulaski and Houston; between the counties of Banks and Jackson, and to add certain lots of land, now in the county of Irwin to the county of Coffee, and for other purposes. Also,

A Bill to be entitled an Act, to authorize the Ordinary of Butts county to pay Mathew J. Gibson, for teaching poor children in said County, also to authorize the Ordinary of Fayette County, to pay John T. Wooten, for teaching poor children in said County, and to authorize the Ordinary of Harris county to pay John Anderson for teaching poor children in the county of Harris. Also,

A Bill to be entitled an Act, to change and alter the lines between the counties of Worth and Colquitt. Also,

A Bill to be entitled an Act, for the purpose of attaching a strip of unsurveyed land, lying between the fourth and sixth sections of originally Early county, to the county of Early, and for other purposes therein contained. Also,

A Bill to be entitled an Act, to incorporate the first Presbyterian Church, of the city of Columbus, and the St. Luke Methodist Episcopal Church South, of the city of Columbus, and the St. Paul Methodist Episcopal Church South, of the city of Columbus. Also,

To amend an Act entitled an Act, to incorporate the Trustees for Wesley Chapel, Andrew Chapel, and Trinity Church, of the Methodist Episcopal Church, South, in the city of Savannah. Approved 2nd of December, 1849, and to appoint separate Trustees for Wesley Chapel, in said City, and the property thereof. Also,

: A Bill to be entitled an Act to authorize the Justices of the Inferior Court of Lumpkin County, or a majority of them, to levy an extra tax, for the purpose of repairing the Court House, and for other purposes therein mentioned. Also,

A Bill to be entitled an Act, to extend the corporate limits of the town of Hamilton, Harris county, and to create and give additional powers to the corporate authorities of said town.

The Senate has also passed the following bills of the House of Representatives.

A Bill to be entitled an Act, to pardon Thomas C. Whitworth, of the county of Chattooga, now under sentence of death, for the crime of murder.

The House went into a committee of the whole, Mr. Smith of Towns in the Chair, on the Bill to appropriate

money for the support of Government, for the year 1860, and for other purposes.

The same was taken up by sections.

After some time spent therein, the committee rose, reported progress, and asked permission to sit again.

The rules were suspended, when the Senate Bill to pardon John Fundy, of the county of Gwinnett, now under sentence of death, for the crime of murder, was taken up and read the second time.

The House adjourned until 7 o'clock P. M.

7 O'CLOCK P. M.

The House met pursuant to adjournment.

The following Bills of the Senate were read the first time, to wit :

A Bill to be entitled an Act, to add an additional section to the eleventh division of the Penal Code.

A Bill to be entitled an Act, to confer additional powers upon the Mayor and Council of the city of LaGrange, to regulate the rate of taxation in said city, and to grant certain exemptions to the diligent firemen of LaGrange.

A Bill to be entitled an Act, to change the eighteenth Section of the fourteenth Division of the Penal Code of this State, and for other purposes.

A Bill to be entitled an Act, for the relief of the estate of Samuel Martin, late of the county of Fayette, deceased.

A Bill to be entitled an Act, to change the lines between the counties of Floyd and Polk.

A Bill to be entitled an Act, for the relief of William D. Rigden, of Charlton county, and for other purposes.

A Bill to be entitled an Act, to change the line between the counties of Union and Fannin.

A Bill to be entitled an Act, to compensate the Sheriff of Franklin County, for summoning Grand and Petit Jurors of said County, and for other purposes.

A Bill to be entitled an Act, for the relief of John Farmer, and William Hall, securities, on the appearance bond of Newton Freeman, of the county of Gilmer.

A Bill to be entitled an Act, to suspend a part of the eighth Section of an Act to provide for the education of the children of this State, between certain ages, and to provide an annual sinking fund, for the extinguishment of the public debt, for the year eighteen hundred and fifty nine,, so far as relates to the counties of Green & Baldwin, and to authorize the Ordinaries of said counties to pay over to certain teachers

of said counties, the school fund belonging to said counties, and for other purposes herein mentioned.

A Bill to be entitled an Act, to authorize Nicholas Grice, of Merriwether county, an infirm and indigent person, to peddle without paying for the privilege of so doing.

A Bill to be entitled an Act, to incorporate the Enterprise Railroad Company, and for other purposes.

A Bill to be entitled an Act, to repeal, under and by authority of which peddlers and itinerant traders have been permitted to pursue their occupation in this State, except as herein specified, and to provide and impose penalties upon each and every person who may, after this Act is provided to take effect, be detected in the violation of the provisions thereof, and for other purposes herein specified.

A Bill to be entitled an Act, to incorporate the town of Moultrie, in the county of Colquitt, and to confer certain privileges and powers on the Commissioners, and to amend the several Acts incorporating the city of Rome, and to confer certain powers on the Mayor and Council of the city of Albany, and to amend the Act incorporating the town of Monticello, in the county of Jasper, and for other purposes therein mentioned.

A Bill to be entitled an Act, to provide for the distribution and disbursement of the Common School Fund, to which the counties of Gilmer and Lumpkin are or may be entitled, under and by virtue of an Act, passed on the eleventh day of December, eighteen hundred and fifty-eight, and for other purposes therein mentioned.

A Bill to be entitled an Act, to incorporate the Stewart Volunteer Company, herein mentioned, and to extend certain privileges to them, and all other Volunteer Companies now organized, or hereafter to be organized in this State, and for other purposes.

A Bill to amend the 13th Section of the 13th Division of the Penal Code of the State of Georgia, so as to increase the penalty for selling and furnishing intoxicating liquors to slaves, and free persons of color.

A Bill to confer certain privileges on Julius A. Cade, of Chattahochee county to make lawful his acts, &c.

A Bill to incorporate the town of Jonesboro, in the county of Clayton, and to provide for the election of Commissioners, Marshal, and Clerks, and for other purposes therein named.

A Bill to compensate the Grand and Petit Jurors of the counties of Dougherty, Paulding, Terrell and Merriwether, and Petit Jurors of the counties of Marion and Putnam, and provide for the same.

A Bill to authorize the administrators of the estate of the late Toliver Jones, of the county of Harris, to sell all the lands belonging to said estate, lying in the counties of

Harris, Muscogee, and Talbot, at the Court House, in the county of Harris.

A Bill so authorize William Ford of Mitchell county, Moses W. Graham, and Charles Findlay of Merriwether county, and Russell J. Powell, of Franklin county, to peddle without license.

A Bill to incorporate the Hydraulic Hose Mining Company, of Lumpkin, to incorporate the Etowah and Battle Branch Hydraulic Company, and for other purposes therein specified.

A Bill for the relief of Henry Henson, and Elias Kilpatrick, of the county of Towns.

A Bill to authorize the consolidation of the stock of the Milledgeville and Gordon Railroad Company, with the stock of the Central Railroad and Banking Company of Georgia, and also to authorize the consolidation of the stock of the Eatonton Branch Railroad with the stock of the Central Railroad and Banking Company of Georgia, and also to authorize an increase of the capital stock of the said Central Railroad and Banking Company of Georgia, and for other purposes.

A Bill to reduce the Sheriff's bond in the county of Irwin and for other purposes.

A Bill to repeal an Act entitled an Act to authorize the election of Marshal, for the town of Newnan, in the county of Coweta, in the same way and manner as Commissioners for said town are now elected by law, approved February 17th, 1854.

A Bill conferring certain powers upon Absolom E. Roberts, administrator of the estate of Robert J. Culbreath, deceased, &c, &c, &c, &c.

A Bill to change the time of holding the Superior Courts of the county of Pierce.

A Bill to incorporate the town of Statesville in Echols county, and for other purposes.

A Bill to legalize and enforce the operation of the Board of Police, for the 15th District G. M., of the county of Liberty, and to confer upon them certain powers, &c.

A Bill to incorporate the Vernon Shell Road Company, &c, &c.

A Bill to authorize the Ordinary of the county of DeKalb, to pay arrearages due J. F. Buchanan, (a teacher of poor children in said county,) for the year 1853.

A Bill for the relief of W. F. C. Faulkner, of Madison county.

A Bill to change the times of holding the Superior Courts of the counties of Wilcox, Telfair, Irwin, Berrien, and Glynn, and for other purposes.

A Bill to change the name of the Planters and Mechanics Bank of Dalton.

A Bill to regulate the agencies of foreign Insurance companies, and to provide for the appointment of an Insurance Commissioner.

A Bill to define and declare the jurisdiction of the courts of this State, in suits against Railroad Companies.

A Bill to incorporate the Southern Rights Guards, in the county of Houston, the Scott Rifles, in the county of Talbot, and the Macon County Volunteers, in the county of Macon, and for other purposes.

A Bill to authorize the Inferior Court of Early county, to levy a Road Tax, and for other purposes.

A Bill to incorporate the Home Guards, in Madison, Morgan county, and to grant certain privileges herein specified.

A Bill to compel all persons—non-residents of the county of Wayne, owning, penning and grazing stock cattle in said county to return and pay tax on the same in the county aforesaid.

A Bill to provide and give liens to stone cutters and marble companies of this State to secure payment for their labor.

A Bill to incorporate the town of Carnesville, in the county of Franklin, and for other purposes.

A Bill to allow the Attorney General and Solicitors General a fee in cases of Peace Warrants, and,

A Bill to define and punish vagrancy in free persons of color.

The House adjourned till 9 $\frac{1}{2}$ o'clock, A. M., to-morrow.

FRIDAY, DECEMBER 9th, 1859.

The House met pursuant to adjournment.

Leave of absence was granted Mr. Knox after Wednesday next, Mr. McRae after Saturday next, and Mr. Screven after Monday next.

Leave of absence was granted Mr. Pilcher of Warren, until Monday next on important business.

The Speaker appointed as an auditing committee Messrs. Lumpkin, McWhorter, Glass, Rander, Harkness, Wofford and Harper of Henry.

The committee of the Whole, Mr. Smith of Towns in the chair, resumed the consideration of the general appropriation bill.

The same was taken up by sections and amended.

The bill and amendments were then reported back to the House.

The bill was again taken up by sections.

The following was offered in committee as an amendment to the 3d section, to-wit:

B it further enacted, That the sum of seventy-five thous-

and dollars, be and the same is hereby appropriate, for the purpose of purchasing arms and accoutrements for the Volunteer Military Companies of this State; to be expended by his Excellency the Governor in his discretion as he may deem necessary, said arms when procured, to be deposited in the various Arsenal's of the State, and given out to the various Military Volunteer Companies of the State, on their giving bond with good security to be signed by the Commanding Officer, (or in case of incorporated Companies) signed in the corporate name, for the return of said arms in good order to the State, on the disbandment of said Companies.

Mr. Harris moved to amend the foregoing amendment by the following, upon which the yeas and nays were recorded, to-wit:

"And that the amount of money appropriated by this section for the purchase of arms, be expended for arms to be manufactured in the State of Georgia, *provided*, That the Governor can contract for their manufacture and delivery within the term of twelve months; the contractor, to give bond to the Governor with approved security in a sum equal to the amount hereby appropriated for the prompt and faithful performance of the contract.

There are upon the adoption of this proposition yeas 61 nays 71.

Those who voted in the affirmative, are Messrs:

Allan,	Holden,	Nobles,
Baugh,	Holland,	Parks,
Brinson,	Horsley,	Patton,
Brown of Houston,	Hutchins,	Perry,
Broyles	Johnson,	Pitts,
Cason,	Jones of Mitchell,	Price
Causey,	Jones of Rabun,	Ragsdale,
Cock,	Keeling	Register,
DeLamar,	Key,	Richards,
Fain of Gordon,	Knox	Rosier,
Fain of Union,	Lewis of Greene,	Sharpe,
Fannin of Morgan,	Lewis of Hancock,	Smith of Coffee,
Fleming,	Lumsden,	Smith of Towns,
Gay,	Mays,	Stewart
Gibson of Richmond,	McCrairy,	Tatum,
Gibson of Warren,	McDonald of Lumpkin,	Thrasher,
Harper of Henry,	McDonald of Murray,	West,
Harris,	ray,	Williams of Clinch,
Henderson, of Henry,	McEver,	Wofford,
ry,	McGar,	Worley
Henderson of Worth,	McRea,	Young.
Hockenull,	Mintz,	

Those who voted in the negative are Messrs.

Anderson,	Grovenstein,	Prescott,
Barksdale	Harkness,	Reeder,
Blakey,	Harper of Sumter,	Render,
Bivens,	Hartridge	Scott
Brantley,	Heath,	Screven,
Brown of Sumter,	Henderson of New-	Selman,
Bruton of Forsyth,	ton,	Settle,
Brewton of Tatt-	Herrington,	Sims,
nall,	Hicks,	Smith of Bryan,
Clark of Monroe,	Hogans	Sockwell
Colvard,	Holloman,	Strickland.
Coleman,	Holmes,	Sweat,
Conley,	Hopkins,	Tapley,
Daniel.	Howell of Milton,	Taylor,
David,	Hurst,	Terrell,
Delony,	Kelly,	Turner,
Dixon,	Knowles,	Tuggle,
Eberhart,	Lockett,	Underwood.
Echols,	Lumpkin,	Vanover.
Ector,	Martin,	Vaughn,
Ely,	McCants,	Ware,
Fain of Gilmer,	McLendon,	Whaley,
Farnell,	Mitchell,	Whittle,
Finney,	Morris,	Wicker
Glass,	Mullens	Williams of Musco-
Goodman,	Norwood,	gee,
Green of Cobb,	Patrick,	Wilson.

So the same was not received.

The question then recurred upon receiving the original amendment of the committee of the Whole.

Upon this proposition the yeas and nays were required to be recorded.

There are yeas 56 ; There are nays 55.

Those who voted in the affirmative are Messrs.

Alexander,	Cason,	Dixon,
Allan,	Causey,	Eberhart,
Anderson,	Clark of Elbert,	Echols,
Barksdale,	Clark of Monroe,	Ector,
Blakey,	Coleman,	Ely,
Bivins,	Conley,	Finney,
Brantley,	Cullens,	Glass,
Brown of Sumter,	Daniel,	Gibson of Richmond
Bruton of Forsyth,	David,	Goodman.
Brewton of Tatt-	DeLamar,	Green of Cobb,
nall,	Delony,	Grovenstein,

Harkness,	Lumpkin,	Sockwell,
Harper of Sumter,	Martin,	Stewart,
Harris,	McCants,	Strickland,
Hartridge,	McDonald of Lump-	Tatum,
Heath,	kin,	Taylor,
Herrington,	McLendon,	Terrell,
Hicks,	Mitchell,	Turner,
Hockenhull,	Morris,	Tuggle,
Hogans,	Mullins,	Underwood,
Holloman,	Norwood,	Vanover,
Holmes,	Patrick,	Vaughn,
Hopkins,	Prescott,	Ware,
Horsley,	Reeder,	Whaley,
Hurst,	Render,	Whittle,
Johnson,	Scott,	Wicker,
Kelly,	Screven,	Williams of Musco-
Knowles,	Selman,	gee,
Lester,	Sims,	Wilson,
Lockett,	Smith of Bryan,	Young,

Those who voted in the negative are Messrs.

Baugh,	Holland,	Patton,
Brinson,	Howell of Milton,	Perry,
Broyles,	Hutchins,	Pitts,
Brown of Houston,	Jones of Mitchell,	Price,
Cock,	Jones of Rabun,	Ragsdale,
Colvard,	Keeling,	Register,
Cook,	Key,	Richards,
Fain of Gilmer,	Knox,	Settle,
Fain of Gordon,	Lewis of Greene,	Sharpe,
Fain of Union,	Lewis of Hancock,	Smith of Coffee,
Fannin of Morgan,	Lumsden,	Smith of Towns,
Farnell,	Mays,	Sweat,
Fleming,	McCrairy,	Tapley,
Gay,	McDonald of Mur-	Thrasher,
Gibson of Warren,	ray,	Walton,
Harper of Henry,	McEver,	West,
Henderson of Hen-	McRea,	Williams of Clinch,
ry,	McWhorter,	Wofford,
Henderson of	Mintz,	Worley,
Worth,	Nobles,	
Holden,	Parks,	

So the same was received.

Mr. Smith of Towns, moved to strike out that clause of the 7th section, which relates to the appropriation of twenty-five thousand dollars for the Penitentiary,

The motion prevailed.

Mr. Lewis of Greene, proposed to fill the same with twenty-four thousand.

Which was lost.

Mr. McDonald, moved to fill it with fifteen thousand dollars.

Which was lost.

Mr. Holmes, moved to fill the blank with one thousand dollars,

Which was lost.

On motion of Mr. Horsley, the entire clause on the subject of the Penitentiary in the 7th section, was stricken out.

Mr. Fain of Union, moved to amend by reducing the per diem of Members to five dollars,

This motion did not prevail.

The report as amended was then agreed to, the bill was read the third time, passed and ordered to be transmitted to the Senate without delay.

Mr. David from the committee on enrollment reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives,

An act to incorporate Etowah Lodge No. 222, of Free and Accepted Masons, at Dawsonville in Dawson county.

Also, an act to authorize the Inferior Court of Ware county to assess an extra tax, for the purpose of building a Court House in said county.

Also, an act to consolidate the Officers of Tax Receiver and Collector of Wilcox county.

Also, an act to authorize and require the Ordinary of Warren county, to pay Miss. Harriett L. Dennis, the sum of eighty seven dollars and six cents, out of any school funds in his hands for Educational purposes.

Also, an act to reduce the Sheriffs bond of Dooly county.

Also, an act for the relief of the estate of Robert Bradford, deceased, and Samuel Moffat and Robert H. Bradford, executors of the same.

Also, an act to change the name of the Montrose Manufacturing Company of Sparta, Hancock county, to that of the "Montour Manufacturing Company," and for other purposes.

Also, an act to incorporate Herman Lodge No. 189, and for other purposes therein mentioned, of Free and Accepted Masons.

Also, a resolution to prolong the present session of this General Assembly, till the 16th of this present month.

Also, an act to pardon Thomas C. Whitworth of the

county of Chattooga, now under sentence of death for the crime of murder.

Also, an act to allow additional compensation to the Sheriffs of Hall, Cass and Dade counties.

The following message was received from the Senate, by Mr. West, their Secretary, to-wit:

Mr. Speaker: The Senate have passed the following bills

A bill to be entitled an act to incorporate the Savannah Mutual Loan Association,

Also, a bill to be entitled an act for the relief of Moses G. Sutton, of Berrien county.

Also, a bill to be entitled an act to incorporate Checharo Baptist Church, in the county of Rabun.

Also, a bill to be entitled an act to authorize James E. Lynn of the county of Pulaski, to peddle on such goods and wares not prohibited by law in the limits of said county.

Also, a bill to be entitled an act to alter and change the common school law, so far as relates to Walker county.

Also, a bill to be entitled an act to alter and amend and construe an act to provide for the Education of the children of this State &c., assented to December 11th, 1858, so far as the same relates to the counties of Milton and Paulding.

Also, a bill to be entitled an act to authorize Solomon A. Howell, an infirm man of the county of Calhoun, as an itinerant trader to vend any Goods, Wares or Merchandize within the Second Congressional District without obtaining license.

Also to allow Alden Hall of the county of Quitman, and Robert Davis of the county of Hall, to peddle under certain restrictions

Also, a bill to be entitled an act to prescribe and define the qualifications of persons in Early county, for the office of Ordinary, and to remove certain disabilities under existing laws, and for other purposes.

Also, a bill to be entitled an act for the relief Susan L. B. Godwine of the county of Bibb, and William P. Freel of the county of Troup.

Also, a bill to be entitled an act to change the time of holding the Inferior Court in the county of Gordon.

Also, a bill to be entitled an act to provide for the relief of John A. Jones, and Jackson Vaughan of the county of Milton.

Also, a bill to be entitled an act to authorize the arrest and rendition, of persons committing offences against the criminal laws of any of the States adjoining to the State of Georgia, and who may take refuge within the limits of the State of Georgia, upon certain conditions herein named.

Also, a bill to be entitled an act to add an additional sec-

tion to an act to appoint the persons therein named Commissioners of the town of Preston, &c., assented to, 22d Dec., 1857

Also, a bill to be entitled an act to authorize the Ordinary of Pike county, to pay teachers of poor children for the year 1858, and for other purposes herein named.

Also, a bill to be entitled an act, to repeal all laws relating to head rights, so far as they apply to Franklin county.

Also a bill to be entitled an act to incorporate the Hebrew Congregation in the city of Macon.

The Senate have also passed the following bills of the House of Representatives:

A bill to be entitled an act to amend an act, entitled an act to incorporate the Orphans' Home of the Protestant Church, in Chatham county, and for other purposes therein named.

Mr. David from the committee on enrollment reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives :

An act to revise, alter and amend an act entitled an act to appoint Trustees for the Jackson county Academy, and to incorporate the same, assented to, 20th November, 1818, and for other purposes therein expressed.

Also, an act to incorporate Georgetown of Quitman county,

Also, to define the boundry of said incorporation and to appoint the persons therein named as Commissioners of said town, and to confer certain powers upon said Commissioners and their successors in Office.

Mr. David from the committee on Enrolment reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives,

An act to amend an act entitled an act to incorporate the Orphans Home of Prostant Episcopal Church in Chatham county, and for other purposes therein named.

Also, an act to incorporate the town of Thomson in the county of Columbia, and to appoint Commissioners of the same, and to point out the mode of electing Commissioners and other Officers of said town.

The House took up the report of the committee on the bill of the Senate to incorporate the town of Warrenton in Warren county, to amend the charter of the city of Atlanta, and for other purposes.

Mr. Anderson, offered the following amendments, which was not received, to-wit :

Provided, That the provisions of this act shall not apply to any property owned by non-residents of the city of Atlanta, or in which any non-resident of said city is interested; nor shall the Mayor and Council of said city, be allowed to lay out or construct any street over or through any lands or property thus owned, without first obtaining the consent of such owner,

Which was not received.

The report was agreed to, the bill was read the third time and passed.

The House adjourned until 7 o'clock, P. M.

SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment,

Leave of absence was granted Mr. Register, after Saturday next for the balance of the session, on account of sickness in his family; to Mr. Stewart after to-morrow for the balance of the session for the same reason; Mr. Conley until Monday next on special business, and to Mr. Taylor on account of sickness in his family.

The Senate bill to submit the question of the removal of the Court House of the county of Clinch, to the voters thereof was read the first time.

The Senate bill for the relief of Henry Henson and Elias Killpatrick of the county of Towns, was read the second time and ordered to be engrossed.

The House took up the report of the Committee on the bill, of the Senate to amend an act entitled an act to provide for the education of the children of this State, between certain ages to provide an annual sinking fund for the extinguishment of the public debt, assented to, December 11th, 1858, so far as the same relates to the county of Hall.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Polk Slate Quarry Railroad Company, and for other purposes,

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to regulate the freight on lime for agricultural purposes when transported on the W & A. R. R.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend the Judiciary act of this State and to direct the manner of making Trustees parties, plaintiffs or defendants in all suits or actions now pending, or that may hereafter exist in the several courts in this State.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the time of holding the general elections in this State, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, by Mr. West, their Secretary

Mr. Speaker:—The Senate has passed the following bills, to wit:

A bill to be entitled an act to authorize the Thomaston and Barnesville Railroad company to construct and extend their Railroad to some point on the Railroad of the Muscogee Railroad company, and to authorize and empower the Muscogee Railroad company, by and with the consent of the Thomaston and Barnesville Railroad company first being had thereto, to extend their Railroad from some convenient point on their Railroad to Thomaston, in Upson county, and for other purposes therein mentioned. Also,

A bill to be entitled an act, to amend an act, entitled an act to lay out and form a new county out of the counties of Marion and Sumter, and to organize the same, assented to, Dec. 22nd, 1857. Also to change the county lines, and for other purposes herein mentioned. Also,

A bill to be entitled an act to declare the meaning and intention of an act to exempt from levy and sale under execution, certain property therein mentioned, assented to Dec. 22nd, 1857. Also,

A bill to be entitled an act to alter and amend the Laws now existing, in reference to the Supreme court. Also,

A bill to be entitled an act to change the line between the counties of Baker and Early, so as to include lot of land No. 392, in the Seventh District of Baker in the county of Early. Also,

A bill to be entitled an act for the relief of Davis Gam-
mage, Shadrack Ware, William Winters and Henry M. Johnson from their liability upon a certain penal Bond.—
Also,

A bill to be entitled an act, to amend an act, entitled an

act to incorporate the town of Dalton under the name and style of the city of Dalton, and for other purposes approved Dec. 28th, 1853. Also,

A bill to be entitled an act, to amend an act entitled an act to incorporate the Georgia Whitepath Gold and Copper company, approved February 18th, 1856. Also,

A bill to be entitled an act, to allow the Ordinary of the county of Talbot, Newton, Cobb, Columbia and Hart to pay certain Teachers for teaching poor children in said counties, and for other purposes. Also,

A bill to be entitled an act to authorize the Inferior court of the county of Hancock, to compel the hands subject to road duty, in any one District in said county to perform road duty in any adjoining District. Also,

A bill to be entitled an act, to compensate the Sheriffs of Jefferson county, for service of subpoena on Grand and Petit Jurors of said county. Also,

A bill to be entitled an act to alter the Tax Laws of this State. Also,

A bill to be entitled an act to declare the true intent and meaning of the twentieth section of an act, entitled an act to carry into effect the amended Constitution in reference to the Ordinaries of said State, and for other purposes. Also,

A bill to be entitled an act to alter, amend and define an act, to provide for the education of the children of this State between certain ages, assented to December 11th, 1859, and for other purposes herein mentioned, so far as relates to the county of Murray. Also,

A bill to be entitled an act to prevent delay in the trial of causes in the courts of this State, in consequence of the death of parties, to authorize parties in certain circumstances to be made on motion and for other purposes. Also,

A bill to be entitled an act to require the Ordinary of the county of Worth to pay John Everett's account for teaching poor children of said county in the years 1857 and 1858, and to authorize the Ordinaries of the several counties of this State to pay the Teachers of poor children in their respective counties as herein specified. Also,

A bill to be entitled an act to change the line between the counties of Whitfield and Catoosa, and for other purposes. Also,

A bill to be entitled an act for the relief of William S. Rackley and Eliza A. Rackley, formerly Eliza A. Brazwell, of the county of Decatur, and for other purposes therein mentioned.

The House took up the report of the Committee on the bill of the House to apportion the Representatives among the several counties of this State according to the requirements of the Constitution.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend an act entitled an act to regulate new trials, approved Feb. 20th, 1854.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend an act approved March 5th, 1856, entitled an act to authorize persons to submit controversies to arbitration, and for other purposes therein mentioned.

The report was agreed to, The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the town of Perry, of the county of Houston, and to extend the limits of the same, and to repeal an act to incorporate the town of Perry in Houston county, and to define the duties and authorities of the same, passed 25th, Dec. 1828, and for other purposes herein named.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed, as amended.

Mr. Lewis of Greene, offered the following resolution which was taken up, read and agreed to, to wit:

Whereas, Mr. John B. Trippe, Treasurer of the State of Georgia, has by a stroke of Paralysis been temporarily disabled from attendance at the Treasury, and the discharge of those duties pressing upon that office towards the close of every session of the Legislature. To obviate the inconvenience growing out of the present disabilities of the Treasurer to make payment, and especially those upon the President and Speaker's warrants.

Be it Resolved, By the Senate and House of Representatives, that Richard L. Hunter, the Agent of the Bank of Savannah at Milledgeville, be requested to pay the warrants aforesaid upon the audited certificates of the auditing committee of the Legislature out of any deposits in the said Bank Agency, belonging to the State of Georgia, and that this Legislature with his Excellency the Governor, will cause him to be re-imbursed any and all amounts of money so paid out by him beyond such deposits made in accordance with said certificates and warrants.

The House took up the report of the committee on the bill of the Senate to authorize the construction of a Railroad from Barnesville, in the county of Pike to the city of Brunswick, in the county of Glynn, or any other sea port on the Atlantic coast of this State, and also to amend the charter of the Georgia Western Railroad company, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Planter's Railroad company.

The same was amended, the report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend the charter of the city of Griffin.

The report was agreed to, the bill was read the third time and passed.

The following resolution which was offered by the Chairman of the Judiciary Committee, was taken up, read and referred to-wit :

Resolved, By the General Assembly, That the time now allowed for the completion of the Code of Georgia by the Commissioners appointed for that purpose be extended until the first day of November next; and that a Joint Committee thereon be appointed, composed of eight members of the House of Representatives, and five members of the Senate, who shall be required to meet said Commissioners at the capital in Milledgeville at least twenty days before the meeting of the next session of the General Assembly, for the purpose of revising and fully examining the said Code; and said joint Committee shall report the result of their investigations to the next ensuing session of this General Assembly.

GEO. N. LESTER,

Chairman.

The Speaker appointed under the foregoing Resolution the following gentlemen to-wit :

Messrs. Lester, Fannin of Morgan, Hartridge, Broyles, DeLoney, Williams of Muscogee, Lewis of Greene, and Anderson.

On motion of Mr. Lewis of Greene, the Hon. I. T. Irwin, Speaker of the House of Representatives, was added to said Committee.

The House took up the report of the Committee on the Bill of the Senate to incorporate a Bank in the city of Rome, and to amend the charter of the Timber Cutters Bank.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the Committee on the bill of the House, to repeal an act entitled an act to provide for the education of the children of the State between certain ages, and to provide an annual sinking fund for the extinguishment of the public debt, and to provide for the

application of the net earnings of the Western & Atlantic Rail Road, and for other purposes.

On motion of Mr. Smith of Towns, this and all other general bills on the subject of education were laid on the table for the balance of the session.

The House took up and concurred in the Senate amendments to the following bills of the House, to-wit:

A bill to allow Stephen Williams, of Pierce county, and John Taylor, of Ware county, to peddle in the first Congressional District without paying license for the same.

A bill to add an additional section to the act incorporating the town of Dahlonega, in the county of Lumpkin.

A bill to give to Charles N. Perry and Joseph H. Morehouse the same privileges, and make them subject to the same liabilities as though they were of lawful age.

A bill to amend an act incorporating a corps of Infantry in the town of Fort Valley, and also to incorporate the Oglethorpe Light Infantry of Savannah, and to confer certain privileges on the same, and a bill to incorporate the Bainbridge Volunteers, and to confer certain privileges on the same.

The House took up the report of the committee on the bill of the House to add land Lot No. 345, in the county of Thomas, to Colquitt.

The report was agreed to, the bill was read the third time and passed.

The following bills of the Senate were read the second time and ordered to be engrossed, to-wit:

A bill to incorporate the Shell Road Company.

A bill to incorporate the town of Jonesboro, in the county of Clayton.

A bill to confer additional powers upon the Mayor and council of the city of LaGrange.

A bill to authorize Nicholas Grice, of Merriwether county, to peddle, &c.

A bill to repeal an act to authorize the election of Marshal, for the town of Newnan, in the county of Coweta, and for other purposes.

A bill to legalize and enforce the operations of the Board of Police for the 15th District, G. M., of the county of Liberty, to confer upon the same certain rights, powers and privileges therein mentioned, and to establish by law the system of mounted police now maintained in said district.

A bill to change the line between the counties of Union and Fannin.

A bill to regulate the agencies of Foreign Insurance Companies, and provide for the appointment of an Insurance Commissioners, and a bill to authorize the consolidation of the stock of the Milledgeville and Gordon Rail Road Co. with that of the Central Rail Road and Banking Company

of Georgia, also the stock of the Eatonton Branch Rail Road Company, with that of the Central Rail Road and Banking Company, and to authorize an increase of the capital stock of the last Company.

The bill to change the 18th section of the 14th Division of the Penal Code of this State, and for other purposes, was read the _____ time, and referred to the Judiciary Committee.

A bill, to be entitled an act for the relief of W F C. Faulkner, of Madison county.

A bill, to be entitled an act to change the time of holding the Superior Courts of the county of Pierce.

A bill to be entitled an act to incorporate the Hydraulic Hose Mining Company of Lumpkin, to incorporate the Etowah and Battle Branch Hydraulic Company, and for other purposes therein specified.

A bill to be entitled an act to suspend a part of the eighth section of an act to provide for the education of the children of this State between certain ages, and to provide an annual sinking fund for the extinguishment of the public debt for the year eighteen hundred and fifty-nine, so far as relates to the counties of Greene and Baldwin, and to authorize the Ordinary of said counties to pay over to certain teachers of said counties the school funds belonging to said counties, and for other purposes therein mentioned.

A bill to be entitled an act for the relief of John Farmer and William Hall, securities, on the appearance bond of Newton Freeman, of the county of Gilmer.

A bill to be entitled an act to compensate the Grand and Petit Jurors of the county of Daugherty, Paulding, Terrell, Merriwether, and Petit Jurors of the counties of Marion and Putnam, and provide for the same.

A bill to be entitled an act to reduce the Sheriffs bond in the county of Irwin, and for other purposes.

A bill to be entitled an act for the relief of William D. Rigdon, of Charlton county, and for other purposes.

A bill to be entitled an act to authorize William Ford of Mitchell county, Moses W. Graham, and Charles Findley of Merriwether county, and Russel J. Powell of Franklin county, to peddle without license.

The following bills of the Senate were read the second time and committed for the third reading, to-wit:

A bill to be entitled an act to amend the 13th section of the 13th division of the Penal Code of the State of Georgia, so as to increase the penalty for selling and furnishing, intoxicating liquors to slaves and free persons of color.

A bill to be entitled an act to incorporate the town of Statesville, in Echols county, and to appoint Commissioners of the same, and to point out the mode of electing Com-

missioners, and other officers of said town, and to confer certain powers on the Commissioners thereof, and for other purposes therein mentioned.

A bill to be entitled an act for the relief of the estate of William Martin, late of the county of Fayette, deceased.

A bill to be entitled an act to confer certain privileges upon Julius A. Code, of Chattahoochee county, to make lawful his acts, and give him authority to transact business as though he was twenty-one years of age, and for other purposes.

A bill to be entitled an act to change the name of the Planters and Mechanics Bank of Dalton.

A bill to be entitled an act to incorporate the town of Milton, in the county of Colquitt, and to confer certain privileges and powers on the Commissioners, and to amend the several acts incorporating the city of Rome, and to confer certain powers on the Mayor and Council of the city of Albany, and to amend the act incorporating the town of Monticello, in the county of Jasper, and for other purposes therein mentioned.

A bill to be entitled an act to authorize the administrators of the estate of the late Toliver Jones, of the county of Harris, to sell all the lands belonging to said estate, lying in the counties of Harris, Muscogee, and Talbot, at the Court House, in the county of Harris.

A bill to be entitled an act to provide for the voluntary enslavement of free persons of color within this State.

A bill to be entitled an act to change the line between the counties of Floyd and Polk.

A bill to be entitled an act to add an additional section to the eleventh division of the Penal Code.

A bill to be entitled an act to compensate the Sheriff of Franklin county for summoning Grand and Petit Jurors of said county, and for other purposes.

A bill to be entitled an act to authorize the Ordinary of the county of DeKalb, to pay arrearages due J. F. Buchanan (a teacher of poor children in said county) for the year 1853.

A bill to be entitled an act to alter and change the time of holding the Superior Courts of the counties of Wilcox, Telfair, Irwin, Berrien and Glynn, and for other purposes therein named.

A bill to be entitled an act to authorize Absalom E. Roberts, administrator upon the estate of Robert J. Culbreath, deceased, under an order of Court of Ordinary of Walton county, to have the distributive share of the widow of said deceased ascertained in the estate of said deceased, and to pay the same over to her and them for the balance of said estate, subject to be distributed, to be and remain the

property jointly of the two minor children of said deceased, until one of them shall marry or arrive at full age.

A bill to be entitled an act to repeal all laws under and by authority of which Peddlars and itinerant traders have been permitted to pursue their occupations in this State, except as therein specified and to provide and impose penalties upon each and every person who may after this act is provided to take effect, be detected in the violation of the provisions thereof, and for other purposes therein specified.

The following bills of the House were read the second time and committed for the third reading, to-wit :

A bill to compensate managers of elections in Warren county, and for other purposes.

A bill to authorize the Ordinary of DeKalb county to pay over to W. A. Stansell a sum of money for teaching poor children.

A bill for the relief of Swain M. Fortner and James R. Meadows, securities, &c.

A bill to regulate the testimony of parties in Justices Courts.

A bill to authorize the Justices of the Inferior Court of Pickens county to retain one half of the State tax of said county for a certain time, for a certain purpose.

A bill to incorporate the Middle Georgia Telegraph Company, &c.

A bill to authorize the Inferior Court of Muscogee county to levy an extra tax for the purpose therein mentioned.

A bill to appropriate five thousand dollars to improve the navigation of the Oostanaula River.

A bill to create a new county from Macon and Taylor.

A bill to authorize the Ordinary of Marion county to pay to E. H. Winn his account for ~~teaching~~ poor children in 1853.

A bill to incorporate and endow a Medical College in the city of Griffin to be called the Middle Georgia Medical College.

A bill the more effectually to enforce the act approved 10th Dec., 1803, in relation to slaves transacting business for themselves, and for other purposes.

A bill in relation to the city of Augusta, &c.

A bill in relation to the Justices Court of Augusta.

A bill to amend the several laws of this State regulating the duties of Tax Receivers.

A bill to authorize L. B. Causey, Guardian to settle with Joseph J. Hale, minor, and for other purposes.

A bill to incorporate the Cotton Planters' Bank of LaGrange.

A bill to authorize the Mayor and Council of LaGrange to levy an extra tax, and for other purposes.

A bill to protect the wool growing interests of the State.

A bill to incorporate a Gas company in Augusta.

A bill to amend the Road Laws of this State so far as relates to the county of Quitman.

A bill to incorporate a Bridge in Pike county.

A bill to regulate manufactories, &c.

The House adjourned until 9 o'clock, A. M., to-morrow.

SATURDAY, DECEMBER 10th, 1859.

The House met pursuant to adjournment.

Mr. Holmes, of Laurens moved to reconsider so much of the Journal of yesterday as relates to the passage of the Bill of the Senate to regulate the freight on line for agricultural purposes when transported on the W & A. R. Road.

Upon this proposition the yeas and nays were required to be recorded.

There are yeas 35. There are nays 32.

Those who voted in the affirmative are Messrs :

Allan,	Grovensteine,	Nobles,
Blakey,	Harkness,	Price
Cason,	Henderson of Worth	Ragsdale,
Causey,	Herrington,	Reeder,
Cock,	Holland,	Smith of Hall,
Coleman,	Holmes,	Smith of Towns,
Daniel,	Kelly,	Sockwell,
DeLamar,	Knox,	Tapley,
Fain of Gilmer,	McDonald of Lumpkin,	Vanover,
Fain of Union,	McGar,	Whaley,
Goodman,	McGar,	Worley,
Greene of Cobb.	McRea,	Young.

Those who voted in the negative are Messrs.

Alexander,	Broyles,	Fleming,
Anderson,	Bruton of Forsyth,	Glass,
Barksdale,	Brewton of Tattnall	Gibson of Warren,
Baugh,	Clark of Monroe,	Hardin,
Bivins,	David,	Harper of Henry,
Brautley,	Eberhart,	Harper of Sumter,
Brinson,	Echols,	Harris,
Brown of Houston,	Fain of Gordon,	Heath,
Brown of Sumter,	Fannin of Morgan,	Henderson of Henry,

Henderson of New'n	Lumpkin,	Scott,
Hockenull,	Lumsden,	Screven,
Hogans,	Martin,	Selman,
Holden,	McCrairy,	Settle,
Hopkins,	McDonald of Mur-	Sims,
Horsley	ray,	Smith of Bryan,
Howell of Milton,	McEver,	Solomons,
Hurst,	McLendon,	Stewart,
Hutchins,	McWhorter,	Strickland,
Joyner,	Mitchell,	Tatum,
Jones of Mitchell,	Morris,	Terrell,
Jones of Rabun,	Mullens	Thrasher,
Keeling,	Norwood,	Turner,
Key,	Parks,	Tuggle,
Knowles,	Patrick,	Vaughn,
Lewis of Green,	Patton,	Walton,
Lester,	Pitts,	Whittle,
Lockett,	Prescott,	Wofford,
Lofton,	Register,	

So the motion did not prevail.

The Bill to create a new county from Marion and Taylor was referred to the committee on new counties.

The Bill to donate money to the Reform Medical College at Macon was withdrawn.

The Bill to appropriate money to the "Union Society" for certain purposes therein named was laid on the table, subject to the call of Mr. Hartridge, the mover.

The House took up the report of the committee on the Bill to repeal the Act relative to carrying concealed weapons.

The report was agreed, the Bill was read the third time and lost.

The House took up the report of the Committee on the Bill to incorporate the Cherokee Manufacturing Company, located in Cherokee county, Georgia, and to define the rights privileges, and liabilities of the same.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the Bill to alter and amend the Sheriff's fees, in certain cases, so far as relates to the county of Cass.

The same was so amended as to extend its provisions to the counties of Dade and Chattooga.

The amended report was agreed to. The Bill was read the third time and passed.

The Bill to exempt the property of widows from taxation on certain conditions, was on motion referred to a committee of five, consisting of bachelors and widowers; the

committee appointed on the same, consists of Messrs. Fannin of Morgan, Bivins of Marion, Tatum of Dade, Parks of Fannin, Clark of Elbert, and Settle of Monroe.

The House took up the report of the Committee on the Bill to incorporate a Volunteer Military Company in the town of Fort Gaines, and to confer upon it certain privileges. The same was amended.

The amended report was agreed to, the Bill was read the third time and passed.

The following Message was received from his Excellency the Governor, by Mr. Campbell, his Secretary. to wit :

Mr. Speaker : The Governor has signed the following Acts, to wit :

An "Act to authorize and require the Ordinary of Warren county to pay Miss Harriet L. Dennis, the sum of eighty seven dollars and six cents, out of any school fund in his hands for educational purposes.

An "Act to authorize the Inferior Court of Ware county, to assess an extra tax for the purpose of building a court house in said county.

An "Act to consolidate the offices of Tax Receiver and Collector of Wilcox county.

An "Act to reduce the Sheriff's Bond of Dooley county.

An "Act to incorporate Etowah Lodge No. 222, of Free and Accepted Masons, at Dawsonville, in Dawson county.

An "Act to incorporate Herman Lodge No. 189, and for other purposes therein mentioned, of Free and Accepted Masons.

An "Act to allow additional compensation to the Sheriffs of Hall, Cass, and Dade counties.

An "Act to incorporate Georgetown in Quitman county.

Also, to define the boundary of said incorporation, and to appoint the persons therein named, as commissioners of said town, and to confer certain powers upon said commissioners and their successors in office.

An "Act to revive alter and amend an Act entitled an "Act to appoint trustees for the Jackson county Academy, and to incorporate the same, assented to the 20th November, 1848, and for other purposes therein expressed.

The House took up the report of the committee on the Bill to authorize the chairman and commissioners of the town of Louisville, to tax free persons of color and others on certain conditions, and for other purposes. The same was amended.

The amended report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the

Bill to provide how fines and forfeitures in criminal cases shall be received and disposed of, and for other purposes therein mentioned.

The report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the Bill to require the Jailors of the several counties in this State to advertize runaway slaves in one of the public Gazettees in Milledgeville, in certain cases.

The report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the Bill to incorporate the South Western Magnetic Telegraph Company, and for other purposes.

The report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the Bill to exempt negroes employed by contractors in the construction of Railroads from liability to work on roads on certain conditions.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the Bill to authorize Whitmill Horne, of the county of Bibb, to practice medicine, and to charge and collect compensation for the same.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the bill to amend the tax laws of this State.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the bill to define and limit the power of Municipal Corporations of this State, and for other purposes.

The same was indefinitely postponed.

The bill to provide for condensing the decisions of the Supreme Court of Georgia was withdrawn.

The House took up the report of the committee on the bill to prevent the killing of game, birds, &c., in Richmond county.

The report was agreed to, the Bill was read the third time and passed.

The House went into a Committee of the Whole, Mr. McWhorter in the Chair, on the bill for the relief of Johnson P Wellborn, of the county of Union.

After some time spent therein the committee rose, and through their chairman reported the same back to the House without amendment.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the bill to allow the Inferior Court of Dawson county to levy an extra tax.

The report was agreed to, the Bill was read the third time and passed.

The following message was received from the Senate by Mr. West, their Secretary.

Mr. Speaker: The Senate have passed the following Bills, to wit :

A Bill to be entitled an act to compel Justices of the peace in the county of Rabun, to give bond and security, and for other purposes. Also,

A bill to be entitled an act to legalize the adjournment of Quitman Superior Court. Also,

A bill to be entitled an act for the relief of James Karr, Robert Orr, and Elias Payne, of the county of Forsyth.—Also,

A bill to be entitled an act to amend an act entitled an act to incorporate the Indian Spring Railroad company, approved January 22nd 1852. Also,

A bill to be entitled an act to give to the commissioners appointed by the Inferior Court of Calhoun to examine Teachers, the power to decide upon their qualifications.—Also,

A bill to be entitled an act to alter and amend an act, entitled an act, to regulate the granting of retail license and sale of spirituous liquors, assented to 29th December, 1838, so far as relates to the city of Americus. Also,

A bill to be entitled an act to amend and interpret an act approved March 5th, 1856, relative to the payment of accounts of Teachers of poor children. Also,

A bill to be entitled act to consolidate the offices of Clerk of the Superior and Inferior Courts of the county of Chattooga. Also,

A bill to be entitled an act to confer certain privileges on Charles Green. Also,

A bill to be entitled an act, to repeal an act, entitled an act, to consolidate the office of Tax Collector and Receiver of Tax Returns for the county of Haralson, assented to December 11th, 1858. Also,

A bill to be entitled an act to amend an act to incorporate the Georgia and Alabama Railroad Company, and to grant certain privileges and powers to the same, and for other purposes. Approved February 18th, 1854. Also,

A bill to be entitled an act to incorporate the Atlanta Mutual Insurance and Stock Company. Also,

A bill to be entitled an act to require the Ordinary of

Worth county to pay Isaac R. Porter accounts against said county for tuition of poor children in said county.— Also,

A bill to be entitled an act to provide for the citizens of Decatur county crossing Flint River at or near Ashbridge, free of ferriage. Also,

A bill to be entitled an act to revive and put in force the third and fourth sections of an act amending an act to incorporate the town of Lumpkin, in Stewart county. Approved January the 17th 1850, to add additional sections thereto, and to amend the charter of the city of Dalton, and for other purposes.

The Senate have also passed the following bills of the House of Representatives, to wit :

A bill to be entitled an act for the relief of Mary Francis Numan, of the county of Bibb and for other purposes. Also,

A bill to be entitled an act to incorporate the town of Bowden, in the county of Carroll, and for other purposes therein mentioned. Also,

A bill to be entitled an act to incorporate the town of Dawsonville in the county of Dawson, in this State, and for other purposes. Also,

A bill to be entitled an act to repeal an act to amend the Road Laws of this State, so far as relates to the county of Coffee. Also,

A bill to be entitled an act to protect the bequest left by the last will and testament of William D. Martin deceased for the benefit of the Society at Jefferson, Jackson county, Georgia, of the Methodist Episcopal Church South, and for other purposes. Also,

A bill to be entitled an act to alter and amend the Laws of this State, so far as relates to the counties of Cherokee and Columbia.

The Senate have also passed the following bills of the House of Representatives, with amendments, in which they ask the concurrence of the House :

A bill to be entitled an act for the relief of Reuben Cloud of Decatur, Georgia. Also,

A bill to be entitled an act, to incorporate an insurance company in the city of Columbus, to be called the Georgia Home Insurance Company.

The House took up the report of the committee on the bill to provide for the paying of officers presiding at the polls on elections hereafter to be held in Talbot county, and for other purposes.

The report was agreed to, the Bill was read the third time and passed.

The bill to exempt from taxation certain property, was on motion of Mr. Tatum of Dade indefinitely postponed.

The bill to appropriate money to build a State Library, was, also, on his motion, indefinitely postponed.

The House took up the report of the Committee on the bill to extend the time for the Cherokee Volunteers to present their claims, and to authorize the payment of claims for rations and forage furnished to Capt. Witcher's company in 1838.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the bill for the relief of M. C. Goodwyn of the county of Pike.

The report was agreed to, the Bill was read the third time and passed.

The bill to lay out and organize a new county from the counties of Walker and Chattooga was withdrawn by Mr. Echols.

The House took up the report of the committee on the bill to reduce the bond of Sheriffs of the county of Johnson.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill to discharge William Rogers of the county of Milton from the Trusteeship of the property of Mrs. Ann C. Lenoir and her children and to vest said Trusteeship in John W. Lenoir her husband and father of said children, and for other purposes.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the bill to alter and amend the charter of the city of West Point, and for other purposes.

The same was amended.

The amended report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of John A. Bartlett, and Lucinda Ellis, of the county of Bibb, and to legalize their marriage.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill to protect the property of persons owning farms adjoining the town of Athens.

The report was agreed to, the bill was read the third time and lost.

The bill to confer additional powers upon the Justices of the Inferior Courts of the several counties of this State, and for other purposes, was referred to the Judiciary Committee.

The House took up the report of the committee on the

on the bill to amend the fifth section of an act passed on the 27th January, 1852, entitled an act more effectually to prevent fraud in elections in this State, and to detect and punish the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Calhoun and Ellisjay Turnpike Company, and to confer certain powers and privileges on the same.

The report was amended.

The amended report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to add an additional section to the first article of the Constitution of this State.

Various amendments were offered, but not received.

Mr. Tatum, of Dade moved the indefinite postponement of the bill. The motion did not prevail.

The report was agreed to.

Mr. Harris, of Glynn, called the previous question on the passage of the bill. The call was seconded, the main question was then submitted to the House, and upon the same, the yeas and nays were recorded.

There are yeas 48, there are nays 83.

Those who voted in the affirmative are Messrs :

Allan,	Holland,	Nobles,
Anderson,	Holmes,	Price,
Baugh,	Howell of Milton,	Ragsdale,
Brown of Houston,	Johnson,	Richards,
Broyles,	Joyner,	Sharpe,
Cason,	Jones of Mitchell,	Smith of Coffee,
Cook,	Jones of Rabun,	Smith of Hall,
Fain of Gilmer,	Keeling,	Smith of Towns,
Fain of Union,	Knox,	Sockwell,
Fortner	Lester,	Sweat,
Green of Cobb,	Lockett,	Thrasher,
Harris,	Mays,	Turner,
Henderson of Hen-	McDonald of Mur-	West,
ry,	ray,	Whaley,
Henderson of Worth	McEver,	Williams of Clinch,
Hockenhull,	McGar,	Young,
Hogans,	McRea,	

Those who voted in the negative are Messrs.

Alexander,	Harper of Henry,	Norwood,
Barksdale,	Harper of Sumter,	Parks,
Blakey,	Hartridge,	Patrick.
Bivins,	Heath,	Patton,
Brantley,	Henderson of New-	Perry,
Brinson,	ton,	Pitts,
Brown of Sumter,	Herrington,	Prescott,
Brewton of Forsyth,	Hicks,	Register,
Brewton of Tattnal,	Holden,	Reeder,
Causey,	Holloman,	Render,
Clark of Elbert,	Hopkins,	Screven,
Clarke of Monroe,	Hurst,	Selman,
Cock,	Kelly,	Settle,
Coleman,	Key,	Sims,
Cullens,	Knowles,	Smith of Bryan,
Daniel,	Lofton,	Strickland,
Delony,	Lumpkin,	Tapley,
Dixon,	Lumsden,	Tatum,
Eberhart,	Martin,	Terrell,
Ector,	McAnts,	Tuggle,
Fain of Gordon,	McComb,	Underwood,
Fannin of Morgan,	McCrairy,	Vanover,
Finney,	McDonald of Lump-	Vaughn,
Gay,	kin,	Whittle,
Glass,	McLendon,	Wicker,
Gibson of Warren,	McWhorter,	Williams of Musco-
Goodman,	Mitchell,	gee,
Grovenstein,	Morris,	Wilson,
Harden,	Mullens	Worley,
Harkness,		

So the motion did not prevail.

The House took up the report of the committee on the bill to legalize the marriage of John G. McMichael with Elizabeth Ethridge, &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to reduce the work on roads in the county of Johnson.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate Culverton Academy, in the county of Hancock.

The same was amended.

The amended report was agreed to, the bill was read the third time and passed.

The bill to enforce the road laws of this State ; and

A bill to repeal an act entitled an act to prescribe certain rules and regulations to be observed by the several Railroad companies in running engines upon their respective tracks, &c., &c., were postponed indefinitely.

The House went into committee of the whole, Mr. Lewis of Greene in the Chair on the bill to compensate James Hamilton for services rendered this State as Commissioner and Surveyor in 1856.

After some time spent therein the committee rose and through their chairman reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and passed.

The House went into Committee of the Whole, Mr. Fannin of Morgan in the Chair on the bill for the relief of William Rankin of the county of Muscogee.

After some time spent therein the committee rose and through their chairman reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and lost.

On motion of Mr. Horsley, the bill to authorize the Governor in the name of this State to endorse the Coupon Bonds of the Thomaston and Barnesville Railroad company, for the amount, and on the conditions in said act mentioned, was referred to a special committee consisting of Messrs. Horsley, Fannin of Morgan, Gibson Richmond, Anderson and Lumsden.

The House took up the report of the committee on the bill to amend the rent laws of this State, and to render certain property first liable pay debts due for rent, and for other purposes. •

The report was agreed to.

The bill was read the third time and lost.

The House took up the report of the committee on the bill to provide for the issuing of summary and compulsory process for witnesses in all criminal cases in this State upon the conditions therein named.

The report was agreed to, the bill was read the third time and passed.

The House took up the Report of the committee on the bill to incorporate the Marietta Paper Mill company, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the town of Powder Springs and the Powder Springs High School in the county of Cobb, and for other purposes.

The same was so amended by Mr. Tatum of Dade, as to incorporate the Cumberland Presbyterian Church of Trenton Dade county.

The amended report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend an act entitled an act, to alter and amend the the 15th Section of the 14th Division of the Penal Code, approved March 5th, 1856.

The report was agreed to.

The bill was read the third time and passed.

The bill to appropriate one million of dollars for the purpose of building a new State House, and for other purposes, was withdrawn by Mr. Tatum of Dade.

The House took up the report of the committee on the bill to amend an act approved 4th March, 1856, incorporating the Bank of Sparta; to confer certain privileges upon the incorporators therein named, and to provide for the construction of a Railroad from Sparta to Teunille or any other point on the Central Railroad.

The report was agreed to, the bill was read the third time and passed.

The bill to appropriate money to complete the repairs at the Penitentiary, to fix the salaries of Overseers in said Institution, and for other purposes, was indefinitely postponed.

The House took up the report of the committee on the bill to encourage Railroad enterprises in this State.

Mr. Strickland moved the indefinite postponement of the same.

Upon this proposition, the yeas and nays were required to be recorded.

There are yeas 75, there are nays 52.

Those who voted in the affirmative are Messrs.

Alexander,	Clarke of Monroe,	Echols,
Barksdale,	Cock,	Ector,
Bivins,	Colvard,	Fain of Union,
Brantley,	Coleman,	Fannin of Morgan,
Brinson,	Cullens,	Finney,
Brown of Sumter,	Daniel,	Gibson of Rich-
Brewton of Tatnall	Delony,	mond,
Causey,	Dixon,	Gibson of Warren,
Clarke of Elbert,	Eberhart	Goodman,

Green of Cobb,	Lewis of Greenc,	Reeder,
Hardin,	Lofton,	Screven,
Harper of Henry,	Lumpkin,	Selman
Harper of Sumter,	Lumsden.	Settle,
Hartridge,	Martin,	Sims,
Heath,	McCants,	Smith of Bryan,
Henderson of Henry	McComb,	Strickland.
Hicks,	McCrary,	Tapley,
Hogans,	McLendon,	Terrell,
Holden,	McWhorter,	Tuggle,
Holloman,	Mitchell,	Underwood,
Hopkins,	Morris,	Vanover,
Horsley,	Mullins,	Vaughn,
Hurst,	Norwood,	Whittle,
Kelly,	Perry,	Wicker,
Key,	Pitts.	Wilson,

Those who voted in the negative are Messrs.

Allan,	Holmes,	Parks,
Anderson,	Howell of Milton,	Patton,
Baugh,	Johnson,	Price,
Blakey,	Jones of Mitchell,	Ragsdale,
Brown of Houston,	Jones of Rabun,	Register,
Broyles,	Keeling,	Richard,
Bruton of Forsyth,	Knox,	Sharpe,
David,	Lester.	Smith of Coffee,
Ely,	Mays,	Smith of Hall,
Fain of Gilmer,	McDonald of Lump-	Smith of Towns,
Fain of Gordon,	kin,	Sockwell,
Fleming,	McDonald of Mur-	Tatum,
Glass,	ray,	Thrasher,
Harris,	McEver,	West,
Henderson of	McGar,	Whaley.
Worth,	McRea,	Williams of Clinch,
Herrington,	Mintz,	Worley,
Hockenhull,	Nobles,	Young,
Holland,		

So the motion to postpone prevailed.

Mr. Fannin of Morgan, offered the following resolution, which was taken up, read and agreed to, to wit :

Resolved, That all bills hereafter passed shall be transmitted forthwith to the Senate, unless notice is given that a motion to reconsider will be made.

Leave of absence was granted Mr. Patrick, on account of sickness for the balance of the session ; to Mr. Glass for the balance of the session ; to Mr. Hutchins of Polk, until Tues-

day next on special business; to Mr. Smith of Hall, after Wednesday next for the balance of the session, on special business; to Mr. David of Forsyth, for the balance of the session, on account of sickness in his family; to Mr. Grovensteine, after Wednesday next, for the balance of the session, on special business; to Mr. Sharpe for the balance of the session, on special business; to Mr. Holmes, after to-night, until Tuesday next; to Mr. Scott until Tuesday morning, and to Mr. Tuggle for the balance of the session on account of indisposition.

The House adjourned until 3½ o'clock, P M.

3½ O'CLOCK, P M.

The House met pursuant to adjournment.

And took up the report of the committee on the bill to incorporate a Medical College in the city of Griffin, to be called "The Middle Georgia Medical College."

That portion of the Bill providing an appropriation was withdrawn.

The amended report was agreed to, the bill was read the third time and passed.

The bill to appropriate five thousand dollars to improve the navigation of the Oostanaula river, was indefinitely postponed.

The House took up the report of the committee on the bill to authorize the Ordinary of Marion county, to pay over to E. H. Winn, his account for teaching poor children for 1853.

Various amendments were received.

The report as amended was agreed to, the bill was read the third time and passed.

Mr. Lumpkin from the committee on enrollment reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives:

An act to repeal an act to amend the Road Laws of this State, so far as relates to the county of Coffee.

Also, an act to amend an act to incorporate a corps of Infantry in the town of Fort Valley, and the Oglethorpe Light Infantry of Savannah and to confer certain privileges on the same.

Also, an act for the relief of Mary Francis Newnan of the county of Bibb.

Also, an act to amend the Road Laws of this State, so far as relates to the counties of Cherokee and Columbia.

Also, an act to allow Stephen Williams of Pierce county and John Taylor of Ware county, to peddle in the first Congressional District.

The House took up the report of the committee on the bill to authorize the Inferior Court of Muscogee county, to levy an extra tax, for the purpose therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the Middle Georgia Telegraph Company, and for other purposes.

The same on motion of Mr. Broyles was so amended as to authorize the Dalton and Gadsden Railroad Company, to reduce the par value of their shares to ten dollars per share, to consolidate with any Railroad Company chartered by the State of Alabama, and the said consolidated Company, to be known by the name and style of the Dalton and Jacksonville Railroad Company.

The amended report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker—The Senate have concurred in the resolution of the House of Representatives requesting Richard L. Hunter, agent of the Bank of Savannah, to pay certain warrants of the Speaker and President and audited certificates.

The House took up the report of the Committee on the bill to amend the Road Laws of this State, so far as relates to the county of Quitman.

The same was so amended as to extend its provisions to other counties.

The amended report was agreed to, the bill was read the third time and passed.

Mr. Horsley, withdrew from the House the bill authorizing the Governor to endorse the Coupon Bonds, of the Thomaston and Barnesville Railroad Company.

The House took up the report of the committee on the bill to regulate the testimony of parties in Justices Courts.

The same was amended,

The report as amended was agreed to, the bill was read the third time and passed.

Mr. Lumpkin from the Committee on Enrollment reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives,

A resolution to authorize Richard L. Hunter, agent of the

Bank of Savannah at Milledgeville, to make certain advances during the indisposition of the Treasurer.

Leave of absence was granted Mr. Mintz for the balance of the session.

The House took up the report of the committee on the bill to confer additional powers upon the Justices of the Inferior Courts of the several counties of this State, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate a Bridge in Pike county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill, in relation to Justices Courts in the city of Augusta.

The report was agreed to, the bill was read the third time and passed.

The following message was received from His Excellency the Governor, by Mr. Waters his Secretary, to-wit :

Mr. Speaker :—The Governor has signed the following acts to-wit :

An act to incorporate the town of Thomson in the county of Columbia, and to appoint Commissioners of the same, and to point out the mode of electing Commissioners and other Officers of said town, and to confer certain privileges on the Commissioners thereof, and for other purposes therein mentioned.

An act to amend an act entitled an act to incorporate the Orphans Home of the Protestant Episcopal Church in Chatham county, and for other purposes therein named.

An act to change the name of the Montrose Manufacturing Company of Sparta Hancock county, to that of the Montour Manufacturing Company, and for other purposes.

Also, a resolution to obviate the inconvenience arising from the temporary illness of John B. Trippe, the State Treasurer.

The House took up the report of the Committee on the bill in relation to the city of Augusta.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate a Gas Company in Augusta.

The same was amended.

The amended report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, for the relief Henry Henson and Elias Killpatrick, of the county of Towns.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the House, to authorize the Ordinary of DeKalb county, to pay over to Wm. A. Stansell the sum of three hundred and forty-eight dollars and ninety cents, for teaching poor children in said county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to authorize the Mayor and Council of LaGrange, to levy an extra tax, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The bill to protect the wool growing interests of this State, was indefinitely postponed.

The House took up the report of the committee on the bill to incorporate the Cotton Planters Bank of LaGrange.

The report was agreed to, the bill was read the third time and passed.

The following Message was received from the Senate by Mr. West, their Secretary :

Mr. Speaker: The Senate have passed the following bills, to wit :

A bill to be entitled an act to change the lines of Butts and Henry counties.

A bill to be entitled an act to alter and amend the first section of the third article of the Constitution, as to the place or places of the sitting of the Supreme Court of this State.

Also, a bill to be entitled an act to incorporate the Alabama Planters Steam Boat Company, and to grant to said Companies certain powers therein specified.

Also, a bill to be entitled an act to extend the civil jurisdiction of the Justices of the Peace, in that part of the county of Chatham embraced within the city of Savannah.

Also, a bill to be entitled an act to amend an act entitled an act, to provide for the Education of the children of this State, between certain ages, and to provide an annual sinking fund for the extinguishing of the public debt, so far as relates to the county of Fannin.

Also, a bill to be entitled an act to authorize the Justices of the Inferior Court of Coffee county, to levy an extra tax of fifty per cent for the purpose of paying for their jail, and for other purposes.

Also, a bill to be entitled an act to repeal a part of the first section of the third article of the Constitution of this State, and to insert a provision in lieu thereof.

Also, a bill to be entitled an act to incorporate the Pulaski Insurance Company, of Hawkinsville, Georgia.

Also, a bill to be entitled an act to define and enlarge the duties of county Treasurers, in the several counties in this State.

Also, a bill to be entitled an act to repeal the second section of an act entitled an act to repeal the nineteenth section of an act entitled an act to incorporate a Bank in the city of Atlanta, to be called the Bank of Fulton, and for other purposes therein named.

The Senate have concurred in the amendments of the House of Representatives to the following bills of the Senate, to-wit :

A bill to be entitled an act to incorporate the town of Perry in Houston county, and to extend the limits of the same, and to repeal an act to incorporate the town of Perry in Houston county, and to define the duties and authorities of the same, passed December 28th, 1828 and to repeal an act entitled an act to amend the charter of the city of Albany, so as to give the election of Marshal to the qualified voters of said city, approved December 22d, 1857, and for other purposes therein mentioned.

Also, a bill to be entitled an act to incorporate the Polk Slate Quarry Railroad Company; and for other purposes.

Also, a bill to be entitled an act to incorporate the Planters Railroad Company, and for other purposes.

Mr. Lumpkin, from the committee on enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives,

An act to incorporate the town of Dawsonville in the county of Dawson in this State, and for other purposes.

Also, an act to add additional sections to the act incorporating the town of Dahlonega, in Lumpkin county.

Also, an act to incorporate the Bainbridge Volunteers, and to confer certain privileges upon them.

Also, the Atlanta Greys in the city of Atlanta.

Also, an act to protect the legacy left by the last will and testament of William D. Martin, and for other purposes.

Also, an act to give to Charles N. Terry a minor of the county of Muscogee, Joseph H. Morehouse a minor of the county of Screven, certain privileges to authorize Littlebury Jackson, Guardian of Wm. C. Bickers, (*et. al.*) to settle with said wards.

The bill to amend the several laws of this State regulating the duties of Tax Receivers, was ruled out of order by the Speaker, action having been previously taken during the present session upon the subject matter of the same.

The bill to lay out a new county from the counties of Macon and Taylor,

Was indefinitely postponed.

The House took up the report of the committee on the bill to authorize L. B. Causey, Guardian, to settle with Joseph J. Hale, minor, and for other purposes,

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to compensate Managers of Elections, in Warren county, and for other purposes.

The same was amended,

The amended report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relieve of James R. Walker, of the county of Upson, from the disabilities of minority, and for other purposes therein stated.

The same was amended,

The report as amended was agreed to. The Bill was read the third time and passed.

The bill more effectually to enforce the act approved 10th December, 1803, in relation to slaves transacting business for themselves, and for other purposes, was indefinitely postponed.

Mr. Lumpkin from the committee on enrollment reports the following bill as duly enrolled and ready for the signature of the Speaker of the House of Representatives, to-wit:

An act to incorporate the town of Bowden in the county of Carroll, and for other purposes therein mentioned and to regulate the retail of spirituous liquors in a certain distance of the poor house of Atlanta.

The House took up the report of the committee on the bill, for the relief of Swain M. Fortner and James R. Meadows securities of Bennett Powell, late Tax Collector of Emanuel county, Ga.

The report was agreed to, the bill was read the third time and lost.

The Senate amendments to the bill to incorporate an Insurance Company in the city of Columbus, to be called the Georgia Home Insurance Company, and the bill for the relief of Reuben Cloud of Decatur county, were taken up and concurred in.

The Senate bill to submit the question of the removal of the Court House of the county of Clinch, to the voters thereof,

Was read the second time and committed for the third reading.

The following bills of the Senate were read the first time, to-wit:

A bill to authorize the county of Thomas to aid in the construction of the South Georgia, and Florida Railroad and for other purposes therein mentioned.

A bill to add an additional section to an act to appoint the persons therein named Commissioners of the town of Preston, &c., assented to, 22d Dec., 1857.

A bill to confer certain privileges on Charles Greene.

A bill for the relief of Luke Paget his heirs and representatives.

A bill to change the county line between the counties of Wayne and Charlton ; between the counties of Colquitt and Thomas; between the counties of Sumter and Lee ; between the counties of Ware and Pierce ; between the counties of Pulaski and Houston ; between the counties of Banks and Jackson, and to add certain lots of land, now in the county of Irwin to the county of Coffee, and for other purposes.

A bill to extend the corporate limits of the town of Hamilton, Harris county, to create and give additional powers to the corporate authorities of said town.

A bill for the relief of John A. Jones and Jackson Orr, of the county of Milton.

A bill for the relief of James Karr, Robert Orr and Elias Payne, of the county of Forsyth.

A bill to repeal an act entitled an act to consolidate the Offices of Tax Collector and Receiver, for the county of Harralson, assented to, 11th Dec., 1858.

A bill to be entitled an act for the relief Davis Gammage, Shadrick Ware, Wm. Winters and Henry M. Johnson from their liability upon a certain Penal Bond.

A bill to incorporate the Hebrew Congregation of the city of Macon.

A bill to repeal all laws relating to head rights, so far as as they relate to Franklin county.

A bill to change the line between the counties of Baker and Early, so as to include lot of land No. 392, 7th district of Baker in the county of Early.

A bill to amend and interpret an act, approved March 5th, 1856, relative to the payment of accounts of teachers of poor children.

A bill to alter and amend an act to regulate the granting of retail license and sale of spirituous liquors, assented to, 29th Dec., 1828.

A bill to incorporate Chicaro Baptist Church in the county of Rabun.

A bill to amend an act in reference to granting divorces, approved Dec. 5th, 1806.

A bill to alter the tax laws of this State.

A bill for the relief of Moses G. Sutton, of Berrien county.

A bill to compensate the Sheriffs of Jefferson county, for serving Subpoenas on Grand and Petit Jurors.

A bill for the relief of Susan L. B. Godwine of Bibb county and Wm. P. Freel of Troup county.

A bill to authorize the Ordinary of Whitfield county, to pay teachers of poor children in 1859.

A bill to amend an act to incorporate the town of Dalton under the name and style of the city of Dalton, approved December 28th, 1853.

A bill to alter and change the common school laws of Walker county.

A bill to change the line between the counties of Whitfield and Catoosa, and for other purposes.

A bill to pay Isaac R. Porter's accounts against said county for tuition of poor children in said county.

A bill to change and alter the lines between the counties of Worth and Colquitt.

A bill to incorporate the Augusta Presbytery and Savannah River Steam and Pole Boat Navigation Company of North Eastern Georgia.

A bill to incorporate the Savannah Mutual Loan Association.

A bill for the distribution of the Estate of Coleman S. Pringle, late of Pike county, deceased, and for the relief of the Executors of the last will of said testator.

A bill to authorize the Governor of this State to grant certain privileges to the Dalton and Gadsden Railroad Company.

A bill to compel Justices of the Peace of the county of Rabun to give bond and security, and for other purposes.

A bill to amend an act to incorporate the Georgia Whitepath Gold and Copper Company, approved February 18th, 1856.

A bill to prevent delay in the trial of causes in the Courts of this State in consequence of the death of parties in certain circumstances to be made on motion, and for other purposes.

A bill to alter and amend and define an act to provide for the education of the children of this State between certain ages, assented to Dec. 11th, 1858, and for other purposes, so far as relates to Murray county.

A bill to be entitled an act to require the Ordinary of the county of Worth to pay John Everett's account for teaching poor children in the year 1857 and 1858, and to authorize the Ordinaries of the several counties of this State to pay the Teachers of poor children in their respective counties as herein specified.

A bill to be entitled an act to authorize the arrest and rendition of persons committing offences against the criminal laws of any of the States adjoining to the State of Georgia, and who may take refuge within the limits of the State of Georgia upon certain conditions herein named.

A bill to provide for the election of County Treasurer in the counties of Berrien, Newton, Baker, Forsyth, Hall, Lumpkin, Ware, Mitchell, Fannin, Paulding, Johnson and Marion.

A bill for the relief of William L. Rackly and Eliza A. Rackly formerly Eliza A. Brazwell, of the county of Decatur, and for other purposes therein mentioned.

A bill to legalize the purchase of a tract of land made by Mrs. Clemintina J. Billingslea, administratrix of Jas. F. Billingslea, deceased, of the county of Greene.

A bill to incorporate the first Presbyterian Church of the city of Columbus, and the St. Luke Methodist Episcopal Church South, of the city of Columbus, and St. Paul Methodist Episcopal Church South, of the city of Columbus.

Also, to amend an act to incorporate the Trustees for Wesley Chapel, Andrew Chapel, and Trinity Church of the Methodist Episcopal Church South, in the city of Savannah. Approved 2d. December, 1849, and to appoint separate Trustees for Wesley Chapel, in said city, and the property thereof.

A bill to provide for the citizens of Decatur county crossing Flint River at or near Bainbridge free of ferriage.

A bill to alter, amend and construe an act to provide for the education of the children of this State, &c. Assented to 11th December, 1858, so far as relates to the county of Paulding.

A bill to regulate the sale and use of spiritous liquors and intoxicating drinks within the corporate limits of the town of Elberton.

A bill to authorize the Ordinary of Butts county to pay Matthew J. Gibson for teaching poor children in said county, and to authorize the Ordinary of Fayette county to pay John S. Wooten for teaching poor children in said county, and to authorize the Ordinary of Harris county to pay John Anderson for teaching poor children in the county of Harris.

A bill to authorize the Inferior Court of the county of Hancock to compel the hands subject to road duty in any one District in said county, to perform road duty in any adjoining District.

A bill to repeal the second section of an act to provide for the education of children of this State between certain ages, and to provide an annual sinking fund for the extinguishment of the public debt, so far as relates to the county of Echols, and for other purposes.

A bill to abolish the Senatus Academicus to give its powers to the Board of Trustees of the University of Georgia, and to vest the government of said University in said Board of Trustees.

A bill to amend an act incorporating the Georgia and Alabama Rail Road Company, and for other purposes.

A bill to incorporate the Chestatee River and Town Creek Hydraulic Hose Mining Company, and the Caranders Creek and Ward's Creek Hydraulic Hose Mining Company.

A bill relative to the Thomaston and Barnesville Rail Road Company, and for other purposes.

A bill to incorporate Furlough Female College, in the city of Americus.

A bill to authorize Justices of the Inferior Court of Lumpkin county, to levy an extra tax for certain purposes therein mentioned.

A bill to proscribe and define the qualifications of persons in Early county for the office of Ordinary, and to remove certain disabilities under estray laws, and for other purposes.

A bill to amend an act entitled an act to amend an act entitled an act to carry into effect the sixth section of the fourth article of the constitution of this State.

A bill to declare the true intent and meaning of the 20th section of an act to carry into effect the amended constitution in reference to ordinaries in this State, and for other purposes.

A bill to amend an act entitled an act to prescribe the manner in which the names of persons may be changed, and persons legitimatized, and for other purposes therein mentioned.

A bill to amend an act to incorporate the Indian Spring Rail Road Company.

A bill to authorize James E. Lyon, of the county of Pulaski, to peddle on certain conditions.

A bill to legalize the adjournment of Quitman Superior Court.

A bill to consolidate the offices of Clerk of the Superior and inferior Courts of the county of Chattooga

A bill to authorize the Ordinary of Pike county, to pay teachers of poor children for the year 1858, and for other purposes.

A bill to authorize Solomon A. Howell and others, to peddle without paying for license within certain limits.

A bill to give to the Commissioners appointed by the Inferior Court of Calhoun county to examine teachers, the power to decide as to their qualifications.

A bill to revive and put in force the 3d and 4th sections of an act amending an act to incorporate the town of Lumpkin, in Stewart county, to add additional sections

thereto; to amend the charter of the city of Dalton, and for other purposes.

A bill to allow the Ordinaries of the counties of Talbot, Newton, Cobb, Columbia and Hart, to pay certain teachers of poor children in said counties, and for other purposes.

A bill to change the time of holding the Inferior Court in the county of Gordon.

A bill to declare the meaning and intention of an act, amendatory of an act, to exempt from levy and sale, under execution, certain property therein mentioned. Assented to 22d Dec., 1857

A bill to alter and amend the laws now existing in reference to the Supreme Court.

A bill to incorporate the Atlanta Mutual Insurance and stock company.

The following bills of the Senate were read the second time, and committed for a third reading, to-wit:

A bill to compel all persons non-residents of the county of Wayne, owning, penning and grazing stock cattle in said county to return and pay tax on the same in the county aforesaid.

A bill to incorporate the Southern Rights Guards, in the county of Houston. To incorporate the Scott Rifles, in the county of Talbot. To incorporate the Macon county Volunteers, in the county of Macon, and for other purposes.

A bill to authorize the Inferior Court of Early county, to levy a road, tax and for other purposes.

A bill to allow the Attorney General and Solicitors General a fee in cases of Peace Warrants.

A bill to provide and give liens to stone cutters and marble companies of this State to secure payment for their labor.

A bill to define and punish vagrancy in free persons of color.

A bill to incorporate the town of Carnesville, in the county of Franklin, and for other purposes.

A bill to define and declare the jurisdiction of Courts in this State in suits against R. R. Companies.

A bill to incorporate the Home Guards in Madison Morgan county, and to grant certain privileges therein specified.

A bill to provide for the distribution and disbursement of the common school fund, to which the counties of Gilmer and Lumpkin, are, or may be entitled, under and by virtue of an act passed 11th December, 1858, and for other purposes therein mentioned.

A bill to incorporate the Enterprise R. R. Company, and for other purposes.

A bill to incorporate the Stewart Volunteers, and other Volunteer Companies herein mentioned, and to extend certain privileges to them and all other Volunteer Companies

now organized, or hereafter to be organized in this State, and for other purposes.

Leave of absence was granted Mr. Williams of Clinch, for the balance of the session, on account of sickness in his family; to Mr. Terrell for the balance of the session on special business; to Mr. Reeder for the balance of the session on special business; to Mr. Alexander, of Floyd, for the balance of the session on account of urgent business; to Mr. Rhodes, of Richmond, for the balance of the session on account of sickness in his family.

The House adjourned until 9½ o'clock, A. M., Monday.

MONDAY, DECEMBER 12th, 1859.

The House met pursuant to adjournment.

Mr. Horsley moved to reconsider so much of the Journal of Saturday as relates to the indefinite postponement of the bill to exempt certain property from taxation, &c.

Upon this motion the yeas and nays were required to be recorded.

There were yeas 34. There were nays 78.

Those who voted in the affirmative are Messrs :

Anderson,	Gibson of Warren,	Nobles,
Barksdale,	Hardin,	Norwood,
Bivins,	Henderson of Hen-	Parks,
Brantley,	ry,	Patton,
Cook,	Henderson of W'rth,	Ragsdale,
Daniel,	Horsley,	Selman,
Dixon,	Lewis of Greene,	Tatum,
Eberhart,	Lewis of Hancock,	Underwood,
Fannin of Morgan,	Lumpkin,	Vanover,
Glass,	Lumsden,	Walton,
Gibson of Rich-	McCrairy,	Whittle
mond,	McWhorter,	Young,

Those who voted in the negative are Messrs :

Alexander,	Broyles,	Causey,
Allan,	Bruton of Forsyth,	Colvard
Baugh,	Brewton of Tatt-	Coleman,
Blakey,	nall,	Conley,
Brown of Sumter,	Cason,	Cullens,

Echols,	Henderson of New-Pre-	
Fain of Gilmer	ton,	Price,
Fain of Gordon,	Hurst,	Richards,
Fain of Union,	Joyner,	Rozier,
Fleming,	Jones of Rabun,	Settle,
Finney,	Keeling	Sims,
Fortner,	Kelly,	Smith of Bryan,
Goodman,	Kev,	Smith of Coffee,
Green of Cobb,	Knowles,	Smith of Hall,
Grovenstein,	Knox,	Sockwell,
Harkness,	Lofton,	Sweat,
Harper of Henry,	Martin,	Tapley,
Harper of Sumter,	Mays,	Thrasher,
Hicks,	McCants,	Turner,
Hockenhull,	McDonald of Lump-	Vaughn,
Hogans	kin,	West,
Holden,	McDonald of Mur-	Whaley
Holland	ray,	Williams of Clinch,
Holmes,	McEver,	Wilson,
Hopkins,	McGar,	Wofford,
Harris,	McLendon,	Worley,
Heath,	Mitchell,	
Herrington,	Perry,	

So the motion did not prevail.

Ma. Dixon of Muscogee offered the following resolution, which was taken up read and disagreed to, to wit :

Resolved, That the House of Representatives do appoint R. A. McComb, M. G. Fortner, and James N. Tapley, with such committee as may be appointed by the Senate, to bring up the unfinished business of this Session, and that five days be allowed said members hereby appointed for that purpose at the same per diem as is now allowed to the members of the General Assembly, for their compensation.

The bill to authorize the Justices of the Inferior Court of Pickens county to retain one half of the State Tax of said county, for a time mentioned, for School purposes, was on motion of Mr. McWhorter of Greene, indefinitely postponed.

The House took up the report of the committee on the bill to provide for the payment of teachers of poor children in the county of Hall.

The report was agreed to. The bill was read the third time and passed.

The House went into a Committee of the Whole, Mr. Colvard of Columbia in the chair, on the Bill to appropriate money to the county of Dawson, to supply a deficit in the school fund for the year 1858.

After some time spent therein, the Committee rose, and

through their Chairman, reported the same back to the House without amendment.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill to create a School Commissioner, for the county of Jasper, and to provide for the education of certain children and to authorize the levying a tax for the same, and for other purposes. The same was amended on motion of the mover.

The report was agreed to. The Bill was read the third time and passed as amended.

The House took up the report of the Committee on the bill to alter and amend an act entitled an act to provide for the education of the children of this State, between certain ages, and to provide an sinking fund for the extinguishment of the public debt, assented to December 11th, 1858, and for other purposes," so far as relates to the county of Rabun.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to provide for the proper distribution of the common school fund, in the county of Lumpkin. The same was amended.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to authorize the Ordinaries of Habersham and White counties to pay teachers of poor children taught previous to the year 1859, in said counties.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the line between Habersham and White counties, and for other purposes.

The report was agreed to, the bill was read the third time, and on the question of its passage, the yeas and nays were required to be recorded.

There are yeas 60; There are nays 44.

Those who voted in the affirmative are Messrs.

Alexander,	Dixon,	Fleming,
Blakey,	Eberhart,	Fortner,
Bruton of Forsyth,	Ector,	Glass,
Cason,	Fain of Gilmer,	Gibson of Warren,
Colvard,	Fain of Gordon,	Goodman,
Daniel,	Fain of Union,	Hardin,
Delony.	Fanning of Morgan,	Heath,

Henderson of Worth	Lumdsen,	Resier.
Herrington,	Martin,	Smith of Coffee,
Hockenull,	McComb,	Smith of Hall,
Holmes,	McCrairy,	Sockwell
Hopkins,	Nobles,	Sprayberry,
Horsley,	Norwood,	Sweat,
Howell of Milton,	Parks,	Tatum,
Hurst,	Patrick,	Turner,
Hutchins,	Patton,	Vanover,
Jones, of Mitchell,	Perry,	West.
Jones of Rabun,	Prescott,	Whaley,
Key,	Ragsdale,	Williams of Clinch.
Knowles,	Render,	Young,
Lofton, ^a		

Those who voted in the negative, are Messrs.

Allan,	Harper of Sumter,	McLendon,
Anderson,	Henderson of Hen-	Mitchell,
Barksdale,	ry,	Mullens,
Baugh,	Hicks,	Price,
Bivins,	Hogans,	Richards,
Brantley,	Holland,	Selman,
Brown of Sumter,	Joyner,	Settle,
Broyles,	Keeling,	Sims,
Brewton of Tatnall,	Knox,	Smith of Bryan.
Causey,	Lewis of Greene,	Thrasher,
Coleman,	Lumpkin,	Underwood,
Conley,	McDonald of Lump-	Vaughn,
Finney,	kin,	Walton,
Grovensteine,	McDonald of Mur-	Whittle,
Harkness,	ray,	Wilson,
Harper of Henry,	McEver,	Wofford,

So the Bill was passed.

The House took up and concurred in the Senate Resolution relative to the pardon of Wm. A. Choice.

The House took up the report of the committee on the bill of the Senate to regulate the school fund of Habersham county, and for other purposes therein named.

The report as amended was agreed to, the bill was read the third time and passed.

Mr. Lumpkin, from the Committee on Enrollment, reports as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives :

An act to be entitled an act to change the time of holding the general elections in this State, and for other purposes.—
Also,

An act to amend an act entitled an act to regulate new trials. approved February 11th. Also.

An act to be entitled an act to amend the Judiciary Act of this State, and to direct the manner of making Trustees parties Plaintiffs or Defendants in all suits or actions, now pending, or may hereafter exist in the several Courts of this State. Also,

An act to be entitled an act to amend an act approved March the 5th, 1856, entitled an act to authorize persons to submit controversies to arbitration, and for other purposes therein mentioned. Also,

An act to amend an act entitled an act to provide for the education of the children of this State, between certain ages, an to provide and annual sinking fund for the extinguishment of the public debt, Assented to December the 11th 1858, so far as the same relates to the county of Hall. Also,

An act to amend the charter of the city of Griffin. Also,

An act to authorize the construction of a Rail Road from Barnesville, in the county of Pike, to the city of Brunswick, in the county of Glynn, or any other seaport on the Atlantic coast of this State with a recognition of the vested rights granted in other Rail Road charters by the Legislature of the State, and protect its rights. and define its liabilities, and also to amend the charter of the Georgia Western Rail Road Company, and for other purposes therein mentioned. Also,

An act to incorporate a Bank, to be located in the city of Rome. to be called the Bank of Rome, and to amend the charter of the Timber Cutters Bank. Also,

An act to incorporate the Polk Slate Quarry Rail Road Company, and for other purposes. Also,

An act to incorporate the town of Warrenton, in Warren county, and to amend the charter of the city of Atlanta, and for other purposes therein named.

The House took up the report of the Committee on the bill of the Senate to authosize Jurors to assess damages in matters of illegalities, upon certain conditions.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate in relation to the admission of evidence.

The amended report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the line between the counties of Early and Calhoun.

The same was laid on the table for the balance of the Session.

The House took up the report of the committee on the bill of the Senate to change the line between the counties of Elbert and Hart.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to alter and amend the several acts relative to the probate of wills, granting letters testamentary, and of administration, and for other purposes therein specified.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to define and declare the jurisdiction of the Courts of this State in suits against Rail Road Companies.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the 18th Section of the 14th Division of the Penal Code of this State, and for other purposes. The same was amended.

The amended report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to alter, change and define the line between Early and Clay counties ; also between Henry and Clayton,

On motion of Mr. McWhorter of Greene, the first Section was amended by striking the preamble in and inserting "that the lines between the counties of Early and Clay be changed as follows : commence at the southwest corner of the lot of land in the fifth land district of Early county, on which Martin W Stamper, now resides, and run north to the Colomokee creek, and run east from the same corner of said lot to Gates' Branch—thence down said Branch to Colomokee Creek; the territory included being hereby added to the county of Clay,

Mr. Henderson of Henry moved to amend by striking out the second section.

Upon this motion Mr. Glass required the yeas and nays to be recorded.

There are yeas 63. There are nays 34.

Those who voted in the affirmative are Messrs :

Alexander,	Brown of Sumter,	Colvard,
Anderson,	Broyles,	Coleman,
Baugh,	Bruton of Forsyth,	Conley,
Blakey,	Cason,	Cook,
Bivins,	Causey,	Daniel,
Brantley,	Clark of Elbert,	Delony,

Dixon,	Joyner,	Selman,
Eberhart,	Jones of Rabun,	Settle,
Ector,	Kelly,	Sims,
Fain of Union,	Lewis of Green,	Smith of Bryan,
Fannin of Morgan,	Lumsden,	Sockwell,
Fleming,	McCrairy,	Solomons,
Finney,	McDonald of Lump-	Underwood,
Harper of Henry,	kin,	Vanover,
Harper of Sumter,	McDonald of Mur-	Vaughn,
Harris,	ray,	Walton.
Heath,	McEver,	West,
Henderson of Henry,	McLendon,	Whittle,
Herrington,	McWhorter,	Williams of Clinch,
Holland,	Norwood,	Worley,
Hopkins,	Perry,	
Horsley	Render,	
Hurst,	Rozier,	

Those who voted in the negative are Messrs.

Barksdale,	Lofton,	Richards,
Brewton of Tattnall,	Martin,	Smith of Coffee
Echols,	Mays,	Tapley,
Fain of Gilmer,	McComb,	Tatum,
Gay,	McGar,	Thrasher,
Glass,	Mitchell,	Turner,
Gibson of Warren,	Nobles,	Williams of Musco-
Henderson of Worth,	Parks,	gee,
Hicks,	Patton,	Wofford,
Hockenhull,	Prescott,	Young.
Knowles,	Price	
Knox,	Ragsdale,	

So the amendment was received,

The amended report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to add a Section to the 11th Division of the Penal Code.

The report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to change the line between the counties of Floyd and Polk.

The report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to confer additional powers upon the Mayor and Council of the city of LaGrange, to regulate the rules of taxation in said city, and to grant certain exemptions to the diligent Firemen of LaGrange.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate for the relief of the estate of Samuel Martin, late of the county of Fayette, deceased.

The report was agreed to, the bill was read the third time and lost.

The following message was received from the Senate by Mr. West their Secretary :

Mr. Speaker :—The Senate have passed the following bills to wit :

A bill to be entitled an act to change the line between the counties of Elbert and Madison, and for other purposes.

Also, a bill to be entitled an act to amend the several acts incorporating the town of Cartersville, in Cass county, so far as to exclude the residence of James Milner out of the corporate limits of said town.

Also, a bill to be entitled an act to explain the 10th section of the 10th division of the Penal Code of this State.

Also, a bill to be entitled an act to alter and change the line between the counties of Dougherty and Worth.

Also, a bill to be entitled an act to incorporate a corps of Infantry in the town of Jonesboro, in the county of Clayton, to be known as the Clayton Volunteers, and to confer certain privileges on the same.

Also, a bill to be entitled an act to require the several Treasurers of the several school Districts of the county of Lumpkin, to return the unexpended balances of the school funds now in their hands to the Ordinary of said county, and for other purposes therein named.

Also, a bill to be entitled an act to change the time of holding the Inferior Courts of Emanuel county.

Also, a bill to be entitled an act to provide compensation to Coroners for burying insolvent persons.

Also, a bill to be entitled an act to alter and amend the law of descent, in cases of persons who are illegitimate, or born out of lawful wedlock dying intestate.

Also, a bill to be entitled an act, to repeal a portion of the 8th section of an act approved Dec. 11th, 1858, entitled an act to provide for the education of the children of this State between certain ages, and for other purposes, so far as the same applies to Emanuel county.

Also, a bill to be entitled an act to further regulate the retail of spirituous liquors.

Also, a bill to be entitled an act to repeal an act entitled an act to consolidate the office of Clerk of the Superior and Inferior Courts of the county of Haralson. Assented to December 22d, 1857, and for other purposes.

Also, a bill to be entitled an act to amend an act facili-

tating Mining Operations for gold, and for other purposes, in the county of White. Assented to December 13th, 1858.

Also, a bill to be entitled an act to alter and change the county line between the counties of DeKalb and Henry.

Also, a bill to be entitled an act to amend an act entitled an act for the better protection and security of orphans and their estates. Approved Feb'y 18th, 1799.

Also, a bill to be entitled an act to authorize the Inferior Court of Haralson county to levy an extra tax.

Also, a bill to be entitled an act to correct and perfect the plat, and grant to lot of land No. 142, in the 4th District of originally Appling, now Pierce county, so far as to change the title to William instead of Abraham Osteen.

Also, a bill to be entitled an act to require certain officers in Emanuel county, to be kept at the county site, and for other purposes.

Also, a bill to be entitled an act to amend the act to organize a volunteer battallion, in the city of Savannah, to be called the Independent Volunteer Battallion of Savannah. Approved January 20th, 1852.

Also, bill to be entitled an act amendatory of the act of 1857, entitled an act to provide against the forfeiture of the several Bank charters in this State, on account of non-specie payment for a given time, and for other purposes therein named, and declaratory of the true meaning of certain sections of the same.

Also, a bill to be entitled an act to authorize Stephen Ellis, an old man of the county of Gwinnett, as an itinerant trader, to vend any goods, wares, or merchandise within the county of Gwinnett, without obtaining license for the same.

Also, a bill to be entitled an act to provide compensation for the Petit Jurors in Mitchell county, and for other purposes.

Also, a bill to be entitled an act for the relief of James Brooks and John H. Jones of Randolph county, of Jordan Flanders of the county of Emanuel, of John M. Brack of the county of Dougherty, of Benjamin Chapman, of the county of Clayton, and of Noah Godfrey of the county of Muscogee, and for other purposes.

Also, a bill to be entitled an act to pay the Sheriffs of the several counties of this State for certain services, and for other purposes.

Also, a bill to be entitled an act to change the lines between the counties of Laurens and Johnson.

The Senate have also concurred in the resolution of the House of Representatives extending the time for the completion of the Code of Georgia, until the 1st day of Novem-

ber next, with an amendment in which they ask the concurrence of the House.

The following message was received from His Excellency the Governor, by Mr. Campbell, his Secretary, to wit:

Mr. Speaker :—The Governor has signed the following Acts to-wit :

An act to repeal an act the Road Laws of this State so far as relates to the county of Coffee.

An act to incorporate the town of Dawsonville in the county of Dawson in this State, and for other purposes.

An act to amend the amend the Road Laws of this State, so far as relates to the counties of Cherokee and Columbia.

An act to amend an act to incorporate a Corps of Infantry in the town of Fort Valley, and

Also to incorporate the Oglethorpe Light Infantry of Savannah, and to confer certain privileges upon the same, approved Dec. 11th, 1858.

I am also directed to return to this branch of the General Assembly in which it originated,

A bill entitled an act for the relief of Mary Francis Newnar of the county of Bibb, and for other purposes, accompanied with a communication in writing.

An act to add additional sections to the act incorporating the town of Dahlonega, in the county of Lumpkin.

An act to protect the legacy left by the last will and testament of Wm. D. Martin, deceased, for the benefit of the society at Jefferson Jackson county Georgia, of the Methodist Episcopal Church South, and for other purposes.

An act to incorporate the Bainbridge Volunteers, and to confer certain privileges upon the same,

Also, to incorporate the Atlanta Greys, in the city of Atlanta in the county of Fulton.

The House took up the report of the committee on the bill of the Senate, to confer certain privileges upon Julius A. Cade of Chattahoochee county, to make lawful his acts and give him authority to transact business, as though he was 21 years of age, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to submit the question of the removal of the Court House in the county of Clinch to the voters thereof.

The same was postponed indefinitely.

The House took up the report of the committee on the bill of the Senate, to amend the 13th section of the 13th division of the Penal Code of the State of Georgia, so as to in-

crease the penalty for selling and furnishing intoxicating liquors to slaves and free persons of color.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to compensate the Grand and Petit Jurors of the counties of Marion, Dougherty, Paulding, Terrell, Merriwether and Putnam, and to provide for the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, to incorporate the town of Jonesboro in the county of Clayton, and to provide for the election of Commissioners, Marshal and Clerks, and for other purposes herein named.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, to incorporate the Hydraulic Hose Mining Company of the county of Lumpkin, the Etowah and Battle Branch Hydraulic Company, and for other purposes.

The report was agreed to, and the bill read a third time and passed.

Mr. Lumpkin from the committee on enrollment reports as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives,

A resolution in relation to the pardon of Wm. A. Choice.

The following message was received from His Excellency the Governor by Mr. Campbell his Secretary, to wit :

Mr. Speaker :—I am directed by His Excellency the Governor to return to this branch of the General Assembly in which it originated :

A bill entitled an act to allow Stephen Williams of Pierce county and John Taylor of Ware county, to peddle in the first Congressional District without paying license for the same, accompanied with a communication in writing.

Mr. Lumpkin from the committee on Enrollment reports as duly enrolled, signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives,

An act for the relief of Henry Henson and Elias Killpatrick of the county of Towns.

Also, an act to regulate the freight on lime for Agricultural purposes when transported on the Western and Atlantic Railroad.

Also, an act to be entitled an act to incorporate the town of Perry, in Houston county, and to extend the limits of the same, and to repeal an act to incorporate the town of Perry in Houston county, and to define the duties and authorities of the same, passed December 28th, 1828, and to repeal an act entitled an act to amend the charter of the city of Albany, so as to give the election of Marshal to the qualified voters of said city, approved December 22d, 1857, and for other purposes therein mentioned.

Also, an act to regulate the school fund of Habersham county, and for other purposes therein named.

The House took up the report of the Committee on the bill of the Senate, for the pardon of John Fandy, now under sentence of death for the crime of murder in the county of Gwinnett.

The report was agreed to, and the bill read the third time and on the question of its passage the yeas and nays being recorded.

There are yeas 44; there are nays 55.

Those who voted in the affirmative are Messrs:

Alexander,	Grovensteine,	Mays,
Allen,	Harper of Sumter,	McDonald of Lump-
Cason,	Harris,	kin,
Clark of Elbert,	Herrington,	Morris,
Colvard,	Hicks,	Nobles,
Coleman,	Hockenhull,	Prescott,
Cullens,	Hogans,	Price,
Daniel,	Holmes,	Settle,
Delony,	Horsley,	Sweat,
Ector,	Joyner,	Tapley,
Fortner,	Keeling,	Tatum,
Glass,	Key,	Turner,
Gibson of Rich-	Knox,	Underwood,
mond,	Lester,	Walton,
Gibson of Warren,	Lumsden,	Whaley,
Green of Cobb,		

Those who voted in the negative are Messrs.

Barksdale,	Causey,	Goodman,
Baugh,	Conley,	Harkness,
Blakey,	Dixon,	Harper of Henry,
Bivins,	Eberhart,	Heath.
Brown of Sumter,	Fain of Gilmer,	Henderson of Henry,
Broyles,	Fain of Union,	Holland,
Bruton of Forsyth,	Fannin of Morgan,	Hopkins,
Brewton of Tatt-	Fleming,	Hurst,
nall,	Finney,	Jones of Rabun,

Kelly,	Mullins,	Thrasher,
Lewis of Greene,	Norwood,	Vanover,
Lumpkin,	Parks,	Vaughn,
Martin,	Perry	West,
McCrairy,	Ragsdale,	Whittle,
McDonald of Mur-	Render,	Williams of Musco-
ray,	Rozier,	gee,
McEver,	Selman;	Wofford,
McLendon,	Sims,	Worley,
McWhorter,	Smith of Bryan,	
Mitchell.	Sockwell,	

So the bill was lost.

Mr. Patton of Walker, stated that he had paired off with Mr. Cook of Early.

Mr. Delony of Clarke, gave notice that he would move to reconsider the same to-morrow.

Leave of absence for the balance of the session was granted Messrs. Hartridge, Clarke of Monroe and Whaley on account of sickness in their families.

Mr. Broyles of Whitfield, offered the following resolutions which were taken up, read and agreed to, to-wit :

Whereas, The policy of establishing an Armory in the South, for the manufacture of arms and munitions of war is rendered each day more apparent from the frequent and decided manifestations of disloyalty to the Constitution of our country, threatening civil war and a dismemberment of the Union ;

And whereas such a policy upon the part of the Southern States of this Confederacy, is calculated to secure all the elements of self defence within ourselves, and give unity of strength, as also concert of action to the South upon the vital question of her interest to-wit : The institution of slavery ; and whereas further the South possesses an inexhaustible supply of the material from which such arms and munitions are manufactured, in no wise inferior to that of any section of the Union, requiring only a sufficiency of skill and energy to develope it, and place us as a people upon that basis of independence and security, to which we are deservedly entitled, and which is our birthright in view of our varied Agricultural and mineral resources. Be it therefore,

Resolved, By the General Assembly of the State of Georgia, that his Excellency the Governor be and he is hereby requested to confer at as early a day as convenient with the executives of the several Southern States, upon the policy and plan of establishing an Armory in the South, and that he communicate to the next session of the General Assembly of the State of Georgia, all the information together with such suggestions as he may be in possession of,

and deem necessary for the accomplishment of the aforesaid purpose.

Resolved, 2dly. That in the event a co-operation of the South or of any one or more of the Southern States, cannot be had or upon further investigation is deemed impracticable then and in that event, His Excellency is requested to confine his inquiry to the policy of establishing the same in Georgia, having reference to the place and probable cost of doing so, for as Georgians we are resolved to maintain our equal and undeniable right guaranteed by the Constitution of the United States, within the Union if we can, without it if we must.

Resolved, 3dly. That to enable the Governor, more successfully to furnish the information sought in the foregoing resolutions, he is hereby authorized and empowered to employ some suitable person or persons to aid and assist him in doing so.

The House adjourned until 3½ o'clock, P. M.

3½ O'CLOCK, P. M.

The House met pursuant to adjournment, and took up the report of the committee on the bill of the Senate to incorporate the Vernon Shell Road Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to reduce the Sheriff's bond in the county of Irwin, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to repeal an act entitled an act to authorize the election of Marshal for the town of Newnan, in the county of Coweta, and for other purposes,

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to compensate the Sheriffs of Franklin county, for summoning Grand and Petit Jurors of said county and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the town of Statesville in Echols county, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the time of holding the Superior courts of the county of Pierce.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to legalize and enforce the operations of a Board of Police in Liberty county,

The report was agreed to.

The bill was read the third time and passed.

Mr. Lumpkin, of the committee on enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives,

An act to incorporate an Insurance company in the city of Columbus. Also to incorporate the Oglethorpe Insurance company of Savannah.

Also an act for the relief of Reuben Cloud of Decatur county. Also for the relief of Mrs. Nancy Waddell of the county of Fulton.

The House took up the report of the committee on the bill of the Senate to regulate the Agencies of Foreign Insurance companies, and to provide for the appointment of of an Insurance Commissioner.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the name of the Planters and Mechanics' Bank of Dalton.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the town of Moultrie, in the county of Colquitt, and for other purposes therein specified

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize the Ordinary of DeKalb county, to pay arrearages due J. F. Buchanan, a teacher of poor children in said county, for the year 1853.

The same was amended.

The amended report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate for the relief of Wm. D. Rigdon, of Charleston county, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate for the relief of W. F. C. Faulkner of Madison county.

The same was postponed indefinitely.

The House took up the report of the committee on the bill of the Senate to authorize the consolidation of the stock of the Milledgeville and Gordon Railroad company with the stock of the Central Railroad and Banking company of Georgia; and also, to authorize the consolidation of the stock of the Eatonton Branch Railroad company with the stock of the Central Railroad and Banking company of Georgia, and also to authorize an increase of the capital stock of the said Central Railroad and Banking Company of Georgia, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to alter and change the time of holding the Superior courts of the counties of Wilcox, Telfair, Irwin, Berrien and Glynn, and for other purposes.

The same was amended.

The report, as amended, was agreed to, the bill was read the third time and passed.

The bill of the Senate for the relief of John Farmer, and William Stoll, Securities, &c., was indefinitely postponed. Also,

A bill to authorize Wm. Ford, of Mitchell county and others therein mentioned, to peddle without license.

Also the bill to authorize Nicholas Grice of Merriwether county, to peddle without paying license.

The House took up the report of the committee on the bill of the Senate to repeal all laws under, and by authority of which Peddlers and itinerant traders have been permitted to pursue their occupation in this State, except as herein specified, and to provide and impose penalties upon each and every person, who may after this act is provided to take effect, be detected in a violation of the provisions thereof, and for other purposes therein specified.

Mr. Williams of Muscogee, proposed the following amendment, which was received, to wit:

Provided the provisions of this bill be not extended to market Gardens.

Mr. Fain of Union, offered the following amendment, which with others was cut off by the previous question, to wit:

- *Provided*, That the provisions of this act shall not be so construed as to apply to the county of Union, or any of the citizens thereof.

The bill was read the third time, and on the question

of its passage the yeas and nays were required to be recorded.

There are yeas 65. There are nays 45.

Those who voted in the affirmative are Messrs.

Alexander;	Henderson of New-McWhorter,	
Barksdale,	ton,	Morris,
Blakey,	Herrington,	Mullens,
Bivins,	Hicks,	Norwood,
Brantley,	Hogans,	Perry,
Brown of Sumter,	Holden,	Prescott,
Causey,	Holmes,	Rozier,
Clark of Elbert,	Horsley,	Selman,
Colvard,	Howell of Milton,	Settle,
Cook,	Joyner,	Simms,
Echols.	Kelly,	Sweat,
Fannin of Morgan,	Key,	Thrasher,
Finney,	Knowles,	Turner,
Fortner,	Knox,	Underwood,
Gibson of Rich-	Lewis of Greene,	Vanover,
mond,	Lewis of Hancock,	Vaughn,
Gibson of Warren,	Lester,	Walton
Goodman,	Lumpkin,	Williams of Clinch,
Grovensteine,	Lunsden,	Williams of Musco-
Hardin,	McCants,	gee,
Harper of Henry,	McComb,	Wilson,
Harper of Sumter,	McCrairy,	Young,
Heath,	McGar,	

Those who voted in the negative are Messrs :

Allen.	Fleming,	McEver
Baugh,	Glass	McLendon,
Broyles,	Greene of Cobb,	Nobles,
Bruton of Forsyth,	Harkness,	Parks,
Brewton of Tatt-	Henderson of	Patton,
nall,	Worth,	Price,
Cason,	Hockenhull,	Ragsdale,
Coleman,	Holland,	Richards,
Conley,	Hurst,	Smith of Bryan,
Cullens	Jones of Rabun,	Smith of Coffee,
Daniel,	Kelling,	Smith of Hall,
Delony,	Lofton,	Sockwell,
Dixon,	Martin,	Sprayberry,
Eberhart,	Mays	Tatum,
Ector,	McDonald of Lump-	West,
Fain of Gilmer,	kin,	Whittle.
Fain of Gordon,	McDonald of Mur-	Wofford,
Fain of Union,	ray,	Worley,

So the bill was passed.

Leave of absence was granted Mr. Wofford of Cass, for the balance of the session.

The House took up the report of the Committee on the bill of the Senate to suspend a part of the 8th section of an act to provide for the education of the children of this State between certain ages, and to provide an annual sinking fund for the extinguishment of the public debt, for the year 1859, so far as relate to the counties of Greene and Baldwin and to authorize the Ordinary of said counties to pay certain Teachers of poor children of said counties out of the poor school fund of said counties, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize Absalom E. Roberts, Administrator to have the distributive share of the widow of Robert J. Culbreth ascertained, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House adjourned until 7 o'clock, P. M.

SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment, and took up the report of the committee on the bill of the Senate to incorporate The Home Guards in Madison, Morgan county and to grant certain privileges herein specified.

The same was amended.

The amended report was agreed to, The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Southern Rights Guards in the county of Houston; the Scott Rifles in the county of Talbot, and the Macon county Volunteers in the county of Macon, and for other purposes.

The same was amended.

The amended report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate by Mr. West their Secretary.

Mr. Speaker :—The Senate have passed the following bills, to-wit :

A bill to be entitled an to repeal the 5th section of an act to change and fix the times of holding the Superior Courts of the county of Lumpkin, and to authorize the drawing and summoning of grand and petit jurors for said courts, approved 11th December, 1858, and to add the county of Lumpkin to the Western circuit, and to authorize the holding of said Courts on the 4th Monday in March and September. Also,

A bill to be entitled an act to change the line between the counties of Madison and Jackson, between Floyd and Polk, between Macon and Taylor, between Wilcox and Pulaski, between Sumter and Macon, between Merriwether and Coweta, and to amend the caption of an act, assented to Dec. 11th, 1858, entitled an act to change the line between the counties of Ware and Pierce, and also to change the line between other counties herein mentioned, and for other purposes. Also,

A bill to be entitled an act to allow Mathew Cook of the county of Walton to peddle without paying Tax for the same. Also,

A bill to be entitled an act to incorporate the Georgia Internal Improvement association. Also,

A bill to be entitled an act to authorize the Ordinary of DeKalb county, to pay G. W. Lathram for teaching poor children in said county of DeKalb. Also,

A bill to be entitled an act to incorporate the town of Homer in the county of Banks, and to appoint commissioners for the same, and for other purposes therein specified.— Also,

A bill to be entitled an act to incorporate the Ben Hill Academy, in the county of Emanuel, and to appoint Trustees for the same. Also,

A bill to be entitled an act to incorporate the Columbus and Whiteville Railroad company. Also,

A bill to be entitled an act to authorize Alexander K. Leonard, Guardian of Michael W. Harvey, to pay over to the said Ward, the whole, or any part of the estate of said Michael W. Harvey, in the hands of said Alexander K. Leonard. Also,

A bill to be entitled an act to amend the 33d section of the Judiciary act of 1799, in relation to the advertisement of Sheriffs sales. Also,

A bill to be entitled an act to repeal an act of 1853-'4, so far as the county of Decatur is concerned. Also,

A bill to be entitled an act to prescribe the mode of laying out private ways, and for other purposes so far as relates to the county of Henry. Also,

A bill to be entitled an to authorize George Underwood, of the county of Glasscock to pay over and settle with William W. Thompson, a minor, his Ward, and other purposes. Also,

A bill to be entitled an act to compensate the Tax Receiver of Marion county for services rendered. Also,

A bill to be entitled an act to further amend an act, entitled an act to incorporate the Trustees of the Southern Botanic Medical College, assented to the 11th day of December, 1839. Also,

A bill to be entitled an act to make valid certain sales of real estate heretofore made by Executors, Administrators and Guardians of this State. Also,

A bill to be entitled an act to provide for the payment of the persons appointed by the Judge of the Superior courts of the counties of Burke, Banks, Chatham, Columbia and Floyd, to take down testimony on the trial of criminal cases in said counties. Also,

A bill to be entitled an act for the relief of Lemuel Webb, of the county of Early. Also,

A bill to be entitled an act to authorize the Inferior court of the county of Lumpkin, to levy a Tax for certain purposes therein mentioned. Also,

A bill to be entitled an act, to amend an act of 1835, incorporating the town of LaFayette, in Walker county, and for other purposes. Also,

A bill to be entitled an act to prevent free persons of color, commonly known as free negroes, from being brought or coming into the State of Georgia. Also,

A bill to be entitled an act to exempt practicing Physicians in the county of Jefferson from Jury duty. Also,

A bill to be entitled an act to authorize the Governor of this State to cause to be established at some accessible and convenient place in this State, a State Foundry, and for other purposes therein mentioned. Also,

A bill to be entitled an act, to amend an act limiting the time in which suits in the courts of Law in this State, must be brought, and also limiting the time in which indictments are to be found and prosecuted in certain cases, and for other purposes therein mentioned, approved March 6th, 1856.

The House took up the report of the Committee on the bill of the Senate to incorporate the Stewart Volunteers, and other Volunteer companies herein mentioned, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the town of Carnesville in the county of Franklin, and for other purposes.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to provide for the distribution and dis-

bursement of the common school fund, to which the counties of Gilmer and Lumpkin, are or may be entitled under and by virtue of an act, passed on the 11th day of December, 1858, and for other purposes therein mentioned.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed,

The House took up the report of the Committee on the bill of the Senate to incorporate the Enterprise Railroad company, and for other purposes.

The same was amended.

The amended report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to provide, and give liens to Stone Cutters and Marble companies of this State to secure payment for their labor.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to compel all persons non-residents of the county of Wayne, owning, penning, and grazing cattle in said county to return and pay tax on the same in said county.

The same was so amended as to extend its provisions to other counties.

The amended report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to allow the Attorney General and Solicitors General a fee in cases of Peace Warrants.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize the Inferior court of Early county to levy a road tax, and for other purposes.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize the Administrators of the estate of the late Toliver Jones of the county of Harris to sell all the lands belonging to the said estate, lying in the counties of Harris, Muscogee and Talbot, at the Court House in the county of Harris,

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to define and punish vagrancy in free persons of color.

The same was amended, the report as amended was agreed to, the bill was read the third time and passed.

Mr. Lumpkin from the Committee on Enrollment reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives,

An act to define and declare the jurisdiction of this State in suits against Railroad companies. Also,

An act to amend the 13th section of the 13th division of the Penal Code of the State of Georgia, so as to increase the penalty for selling and furnishing intoxicating liquor to slaves and free persons of color.

Also, an act to add an additional section to the 11th division of the Penal Code.

Also, an act to change the line between the counties of Floyd and Polk.

Also, an act to confer certain privileges upon Julius A. Cade, of Chattahoochee county, to make lawful his acts, and give him authority to transact business as though he was twenty one years of age, and for other purposes.

Also, an act to incorporate the Platus Railroad company and to incorporate the Bainbridge and Florida Railroad company, and for other purposes therein named.

Also, an act to authorize Jurors to assess damages in matters of illegalities upon certain conditions.

Also an act to confer additional powers upon the Mayor and Council of the city of LaGrange to regulate the rate of Taxation in said city, and to grant certain exemptions to the Diligent Firemen of LaGrange.

Also an act to change the line between the counties of Elbert and Hart.

The House took up the report of the committee on the bill of the Senate to provide for the voluntary enslavement of free persons of color, within this State.

Mr. Lester of Cobb, offered as a substitute for the same,

A bill to rid the State of Georgia of free person of color, and for other purposes therein mentioned.

The substitute was adopted and amended.

Mr. Lewis of Greene, then offered the original bill as a substitute for the adopted substitute and amendments.

Upon the question of its adoption, the yeas and nays were required to be recorded.

There are yeas 50. There are nays 46.

Those who voted in the affirmative are Messrs.

Anderson,	Herrington,	Norwood,
Barksdale,	Hicks.	Parks,
Bivins,	Hopkins,	Patton,
Brantley,	Horsley,	Perry,
Brown of Sumter,	Hurst,	Prescott,
Bruton of Forsyth,	Joyner,	Rozier,
Brewton of Tatnall,	Key,	Selman,
Clark of Elbert,	Knowles	Settle,
Colvard,	Knox,	Sims,
Coleman,	Lewis of Creene,	Sockwell,
Cullens,	Lumpkin,	Sweat,
Daniel,	McCrairy,	Tapley,
Dixon,	McDonald of Lum-	Tatum,
Fain of Union,	kin,	Turner,
Fannin of Morgan,	McEver	Walton,
Goodman,	McLendon,	Williams of Musco-
Green of Cobb,	Mullins,	gee.
Harper of Sumter,		

Those who voted in the negative, are Messrs :

Allan,	Heath,	Mays,
Baugh,	Henderson of Hen-	McDonald of Mur-
Blakey,	ry,	ray,
Broyles	Henderson of New-	McCants,
Causey,	ton,	McWhorter,
Conley,	Henderson of	Mitchell,
Eberhart,	Worth,	Morris,
Ector,	Hockenhull,	Price,
Fain of Gilmer,	Holland	Ragsdale,
Fain of Gordon,	Howell of Milton,	Smith of Bryan,
Fleming,	Jones of Rabun	Thrasher,
Fortner,	Keeling,	Underwood,
Gibson of Rich-	Kelly,	Vanover,
mond,	Lester,	West
Hardin,	Lofton,	Whittle,
Harkness,	Lumsden,	Wilson,
Harper of Henry,	Martin,	Worley,

So the same was adopted, and laid on the table until tomorrow.

Leave of absence was granted to Mr. Morris of Glynn, on account of sickness.

The following bills of the Senate were read the second time and committed for the third reading, to-wit :

A bill for the distribution of the estate of Coleman S. Pringle, late of the county of Pike, and for the relief of the Executors of the last will of said testator.

A bill to authorize the Governor of this State, to grant certain privileges to the Dalton and Gadsden Railroad company.

A bill to be entitled an act to amend an act in reference to granting divorces, approved December 5th, 1806.

A bill to amend an act to prescribe the manner in which the names of persons may be changed, and persons born illegitimate may be made legitimate, and to carry into effect the provisions of the Constitution upon that subject, and for other purposes therein mentioned.

A bill to amend an act entitled an act to amend an act to carry into effect the sixth Article of the Constitution providing for the distribution of intestates estates, and for other purposes.

A bill to abolish the Senatus Academicus, to give its powers to the Board of Trustees of the University of Georgia and to vest the government of said University in said Board of Trustees.

A bill to incorporate the Chestatee River, and Town Creek Hydraulic Hose Mining Co., and to incorporate the Cavenders Creek and Ward's Creek Hydraulic Hose Mining company.

A bill to authorize the county of Thomas to aid in the construction of the South Georgia and Florida Railroad, and for other purposes.

A bill to repeal the second section of an act, to provide for the education of the children of this State between certain ages, and to provide an annual sinking fund for the extinguishment of the public debt, so far as the county of Echols is concerned.

A bill to legalize the purchase of a lot of land made by Mrs. Billingslea, Administratrix of James F. Billingslea, deceased, of the county of Greene.

A bill to incorporate the Augusta Presbytery, and Savannah River Steam and Pole Boat Navigation company, of North Eastern Georgia.

A bill to provide for the election of county Treasurer in the counties of Berrien, Newton, Forsyth, Baker Hall, Lumpkin, Ware, Mitchell, Fannin, Paulding, Johnson and Marion.

A bill to incorporate the First Presbyterian Church of the city of Columbus, and the St. Luke Methodist Episcopal Church South, of the city of Columbus, and the St. Paul Methodist Episcopal Church South, of the city of Columbus.

Also, to amend an act to incorporate the Trustees for Wesley Chapel, Andrew Chapel, and Trinity Church of the

Methodist Episcopal Church South, in the city of Savannah. Approved 2d. March, 1849, and to appoint separate Trustees for Wesley Chapel, in said city.

A bill to authorize the Justices of the Inferior Courts of Lumpkin county, or a majority of them to levy an extra tax for the purpose of repairing the Court House, and for other purposes.

A bill to incorporate Furlow Female College, in the city of Americus, and to incorporate the Trustees for the same.

A bill to regulate the use and sale of spirituous liquors and intoxicating drinks within the corporate limits of the town of Elberton.

A bill for the purpose of attaching a strip of unsurveyed land, lying between the fourth and sixth districts of originally Early, to the county of Early, and for other purposes.

A bill to authorize the Ordinary of Butts county to pay Mathew J. Gibson for teaching poor children in said county, and for other purposes.

A bill to change the lines between the counties of Wayne and Charlton, the counties of Colquitt and Thomas, the counties of Sumter and Schley, the counties of Lee and Sumter, the counties of Ware and Pierce, the counties of Pulaski and Houston, the counties of Banks and Jackson, and to add certain lots of land now in Irwin county, to Coffee county, and other purposes.

A bill to authorize the Ordinary of Whitfield county to pay teachers of poor children, and other purposes, for the year 1859.

A bill to extend the corporate limits of the town of Hamilton, Harris county, and other purposes.

A bill to change and alter the line between the counties of Worth and Colquitt.

A bill to add an additional section to an act to appoint the persons therein named, Commissioners of the town of Preston, &c.

A bill to incorporate the Hebrew Congregation in the city of Macon.

A bill to repeal all laws relating to head rights, so far as they apply to Franklin county.

A bill to authorize the Ordinary of Pike county to pay teachers of poor children, for the year 1858, and for other purposes.

A bill to authorize the arrest and rendition of persons committing any offences against the criminal laws in any of the States adjoining to the State of Georgia, and who may take refuge within the limits of the State of Georgia on certain conditions herein named.

A bill for the relief of John A. Jones and Jackson Vaughn of the county of Milton.

A bill to change the time of holding the Inferior Court in the county of Gordon.

A bill for the relief of Susan L. B. Godwine of the county of Bibb, and Wm. P. Frost of the county of Troup.

A bill to change the common school laws, so far as relates to Walker county.

A bill to prescribe and define the qualifications of persons in Early county, for the Office of Ordinary, and to remove certain disabilities under existing laws, and for other purposes.

A bill to authorize Solomon A. Howell an infirm man of the county of Calhoun, to peddle without paying license, and for other purposes.

A bill to alter, amend and construe an act to provide for education of the children of this State, and for other purposes, so far as relates to the counties of Milton and Paulding.

A bill to amend an act entitled an act to amend an act to carry into effect the 6th section of the 4th article of the Constitution, &c.

A bill to authorize James E. Lynn, of the county of Pulaski, to peddle in said county, &c.

A bill to incorporate Chicaro Baptist Church in the county of Raban.

A bill for the relief of Moses G. Sutton of Berrien county.

A bill to incorporate "The Savannah Mutual Loan Association.

A bill for the relief of William S. Rackly and Eliza A. Rackly formerly Eliza A. Brazwell, of the county of Decatur, and for other purposes

A bill to prevent delay in the trial of causes in the Courts of this State, in consequence of the death of parties in certain circumstances to be made on motion, and for other purposes.

A bill to alter and define an act to provide for the education of the children of this State, &c., so far as relates to the county of Murray.

A bill to change the line between the counties of Baker and Early.

A bill to amend the laws now existing in reference to the Supreme Court.

A bill to change the line between the counties of Whitfield and Catoosa, and for other purposes.

A bill to amend an act entitled an act to lay out and form a new county out of the counties of Marion and Sumter, &c.

A bill to require the Ordinary of the county of Worth to pay John Everett's account for teaching poor children and to authorize the several Ordinaries of this State to pay the Teachers of poor children as herein specified.

A bill to allow the Ordinaries of the counties of Talbot, Newton, Cobb, Columbia and Hart, to pay certain teachers of poor children in said counties, and for other purposes.

A bill for the relief of Davis Gammage, Shadrick Ware, Wm. Winter and Henry M. Johnson from their liability upon a certain Penal Bond.

A bill to declare the meaning and intention of an act, amendatory of an act, to exempt from levy and sale, under execution, certain property therein mentioned. Assented to 22d Dec., 1857.

A bill to amend an act entitled an act to incorporate the town of Dalton under the name and style of the city of Dalton, and for other purposes, approved December 28th, 1853.

A bill to amend an act entitled an act to incorporate the Georgia Whitepath Gold and Copper Company, approved February 18th, 1856.

A bill to authorize the Inferior Court of the county of Hancock, to compel the hands subject to road duty in any one district in said county, to perform road duty in any adjoining districts.

A bill to authorize the Thomaston and Barnesville Railroad Company, to construct and extend their Railroad to some point on the Railroad of the Muscogee Railroad Company, and for other purposes.

A bill to compensate the Sheriffs of Jefferson county, for services of Subpoenas on Grand and Petit Jurors in said county.

A bill to alter the tax laws of this State.

A bill to declare the true intention and meaning of the 20th section of an act entitled an act, to carry into effect the amended Constitution in reference to Ordinaries of said State, and for other purposes.

A bill to provide and put in force the 3d and 4th sections of an act amending an act to incorporate the town of Lumpkin in Stewart county, and for other purposes.

A bill to require the Ordinary of Worth county to pay Isaac R. Porter for teaching poor children in said county.

A bill to amend an act incorporating the Georgia and Alabama Rail Road Company, and for other purposes.

A bill to repeal an act to consolidate the Offices of Tax Collector and Receiver, of Tax Returns for the county of Harralson.

A bill to confer certain privileges on Charles Greene.

A bill to consolidate the offices of Clerk of the Superior and Inferior Courts of the county of Chattooga.

A bill to amend and interpret an act, approved March 5th 1856, relative to the payment of the accounts of teachers of poor children.

A bill to alter and amend an act to regulate the granting

of retail license and sale of spirituous liquors, assented to, 29th Dec., 1855, so far as relates to the city of Americus.

A bill to give to the Commissioners appointed by the Inferior Court of Calhoun, to examine teachers the power to decide upon their qualifications.

A bill to amend an act entitled an act to incorporate the Indian Spring Rail Road Company.

A bill for the relief of James Karr, Robert Orr and Elias Payne, of the county of Forsyth.

A bill to legalize the adjournment of Quitman Superior Court.

A bill to provide for the citizens of Decatur county crossing Flint River at or near Bainbridge free of ferriage.

A bill to compel Justices of the Peace of the county of Rabun to give bond and security, and for other purposes.

A bill to incorporate the first Presbyterian Church of the city of Columbus, and for other purposes therein specified.

A bill to incorporate the Atlanta Mutual Insurance and stock company

The following bills of the Senate were read the first time to-wit :

A bill to be entitled an act to change the line between the counties of Laurens and Johnson.

A bill to provide compensation for the Petit Jurors of Mitchell county.

A bill to require the Treasurer of the several school districts in the county of Lumpkin, to return the unexpended balance in their hands, and for other purposes.

A bill to incorporate a corp of Infantry in the town of Jonesboro, to be known as the Clayton Volunteers, and to confer certain privileges upon the same.

A bill to be entitled an act to change and alter the line between the counties of Dougherty and Worth.

A bill to be entitled an act to repeal a portion of the 5th section of an act, approved Dec. 11th, 1858, entitled an act to provide for the Education of the children of this State between certain ages, and for other purposes, so far as the same applies to Emanuel county.

A bill to be entitled an act to change the time of holding the Inferior Courts of the county of Emanuel.

A bill for the relief of James Brooks and John H. Jones of Randolph county, of Jordan Handers of the county of Emanuel, of John M. Brack of the county of Dougherty, of Benjamin Chapman, of the county of Clayton, and of Noah Godfrey of the county of Muscogee, and for other purposes.

Also, a bill to be entitled an act to extend the civil jurisdiction of the Justices of the Peace, in that part of the county of Chatham within the city of Savannah.

A bill to authorize the Inferior Court of the county of Coffee, to levy an extra tax to pay for their Jail, and for other purposes.

A bill to regulate the retail of spiritous liquors.

A bill to be entitled an act to amend an act to provide for the Education of the children of this State between certain ages.

A bill to incorporate the Alabama Planters Steam Boat Company, and for other purposes.

A bill to explain the 10th section of the 10th division of the Penal Code of this State.

A bill to amend the several acts incorporating the town of Cartersville in Cass county, so as to exclude the residence of James Milner.

A bill to authorize Stephen Ellis to peddle in the county of Gwinnett, without the payment of license for the same.

A bill to change the county lines between the counties of DeKalb and Henry.

A bill to define and enlarge the duties of the Treasurers of the several counties of this State.

A bill to repeal the 2d section of an act to repeal the 19th section of an act entitled an act to incorporate a Bank in the city of Atlanta to be called the Bank of Fulton, and for other purposes

A bill to extend the civil jurisdiction of the Justices of the Peace, in that part of the county of Chatham, embraced within the city of Savannah.

A bill to incorporate the Pulaski Insurance Company of Hawkinsville, Ga.

A bill to authorize the Justices of the Inferior Court of Coffee county, to levy an extra tax of fifty per cent, for the purpose of paying for their jail, and for other purposes.

A bill to correct and perfect the plat and grant to lot of land No. 142, of originally Appling now Pierce county, so as to change the title to William instead Abraham Osteem.

A bill to change the lines of Henry and Clayton counties.

A bill to provide compensation to Coroners for burying insolvent persons.

A bill to authorize the Inferior Court of Harralson county to levy an extra tax.

A bill to amend the act entitled an act to organize a Volunteer Battalion in the city of Savannah, to be called the independent Volunteer Battalion of Savannah, approved 20th Jan., 1852.

A bill to be entitled an act amendatory of the act 1857, entitled an act to provide against the forfeiture of the several Bank charters in this State, on account of non-specie payment for a given time, and for other purposes therein named,

and declaratory of the true meaning of certain sections of the same.

A bill to repeal a part of the 1st section of the 3d article of the Constitution of this State, and to insert a provision in lieu thereof.

A bill to amend the 1st section of the 3d article of the Constitution.

A bill to repeal an act entitled an act to consolidate the office of Clerk of the Superior and Inferior Courts of the county of Harralson.

A bill to pay the Sheriffs of the several counties of this State for certain services, and for other purposes.

A bill to amend an act facilitating mining operations for gold, and for other purposes, in the county of White.

A bill to change the line between the counties of Elbert and Madison, and for other purposes.

A bill to require certain officers in Emanuel county to be kept at the county site, and for other purposes,

A bill to alter and amend the law of descent in cases of illegitimates, or persons born out of wedlock dying intestate, and

A bill to amend an act entitled an act for the better protection and security of Orphans and their estates, approved Feb. 18th, 1799.

The House adjourned until 9 o'clock, A. M. to-morrow.

TUESDAY, DECEMBER, 13th, 1859.

The House met pursuant to adjournment.

Mr. Price of Pickens, moved to reconsider so much of the Journal of yesterday as relates to the rejection of the bill to authorize the Inferior court of Pickens county to retain one half of the State tax of said county for academic purposes, and for a certain period.

The motion was lost.

Mr. Keeling moved to reconsider so much of the Journal of yesterday as relates to the passage of the bill to change the line between the counties of Habersham and White.

The same was lost.

Mr. Kagsdale moved to reconsider so much of the Journal of yesterday as relates to the passage of the bill to authorize the Ordinary of the county of DeKalb to pay arrearages due J. F. Buchanan, for teaching poor children in said county, in the year 1853.

The motion prevailed.

Mr. Ector moved to reconsider so much of the Journal of yesterday as relates to the rejection of the bill to authorize Nicholas Grice of Merriwether county to peddle without license,

This motion was lost.

On motion of Mr. Price of Pickens, so much of the Journal of yesterday was reconsidered as relates to the bill for the relief of John Farmer and William Stott, securities on the appearance bond of Newton Freeman of the county of Gilmer.

On motion of Mr. Delony, so much of the Journal of yesterday was reconsidered as relates to the rejection of the bill of the Senate for the pardon of John Funday, of the county of Gwinnett, now under sentence of death for the crime of murder.

On motion of Mr. McDonald, of Lumpkin, so much of the Journal of yesterday was reconsidered as relates to the passage of the bill of the Senate, relative to business of peddling and itinerant trading.

Mr. Lewis of Greene, presented a resolution, which was agreed to, authorizing the Clerk to employ an additional assistant at the desk for the balance of the session.

The following Message was received from the Senate by Mr. West, their Secretary :

Mr. Speaker: The Senate have passed the following bills, to wit :

A bill to be entitled an act to consolidate and amend the several acts incorporating the town of Cartersville, in the county of Cass. Also,

A bill to be entitled an act to compel persons owning one thousand or more acres of land in certain portions of Montgomery and Telfair counties.

Also in the counties of Wayne, Camden, Wilcox and Dooley, to give in and pay taxes on the same in said counties.— Also,

A bill to be entitled an act, to amend the charter of the Elijah Railroad company, and for other purposes. Also,

A bill to be entitled an act to incorporate the town of Summerville in the county of Emanuel, and appoint commissioners for the same, with powers to regulate the benefit of the school within said corporate limits. Also,

A bill to be entitled an act to incorporate the town of Bainbridge, and to grant certain privileges to the same.— Also,

A bill to be entitled an act change the line between the counties of Campbell and Coweta, and between the counties of Taylor and Schley, and for other purposes. Also,

A bill to be entitled an act to repeal so much of the first section of an act entitled an act to appoint county Treasurers and define their duties, approved Dec. 24, 1825, as relates to the appointment of said officers by the Justices of the Inferior court of the State, and to authorize their election by the people so far as relates to the counties of Forsyth, Newton, Hall and Baker. Also,

A bill to be entitled an act to alter and amend an act entitled an act to submit the question of the removal of the county site of Montgomery county, to the voters of said county, and for carrying out the will of the majority, assented to, Dec. 21st, 1857. Also,

A bill to be entitled an act to incorporate the Calhoun and Rome Railroad company, and to grant certain powers and privileges to said company. Also.

A bill to be entitled an act to incorporate the Jenner Medical Society of Oglethorpe Medical College at Savannah.

The Senate have also passed the following bills of the House of Representatives, to wit:

A bill to be entitled an act for the relief of Cornelius Hilberts of the county of Fulton.

Mr. Lumpkin from the committee on enrollment reports as duly enrolled, signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives:

An act to alter and amend the several acts relative to the probate of wills, granting letters testamentary and Administrations, and for other purposes therein specified.

Also, an act to incorporate the Hydraulic Hose Mining company of the county of Lumpkin, to incorporate the Etowah and Battle Branch Hydraulic company, and for other purposes therein specified.

Also, an act to suspend a part of the eighth section of an act to provide for the education of the children of this State between certain ages, and to provide an annual sinking fund for the extinguishment of the public debt for the year eighteen hundred and fifty nine, so far as relates to the counties of Greene and Baldwin, and to authorize the Ordinaries of said counties to pay over to certain Teachers of said counties the school funds belonging to said counties, and for other purposes herein mentioned.

Also an act to incorporate the town of Jonesboro, in the county of Clayton, and to provide for the election of commissioners, Marshal and Clerk, and for other purposes.

Also an act to compensate the Grand and Petit Jurors of the counties of Dougherty, Paulding, Terrell, Merriwether;

and Petit Jurors of the counties of Marion and Putnam, and to provide for the same.

Also an act to change the name of the Planters and Mechanics' Bank of Dalton. Also,

An Act to reduce the Sheriff's bond in the county of Irwin, and for other purposes. Also,

An act to repeal an act to authorize the election of Marshall for the town of Newnar, in the county of Coweta, in the same way and manner as Commissioners for said town are now elected by law, approved February 17th 1854.— Also,

An act to legalize and enforce the operation of the Board of Police for the 15th District G. M. of the county of Liberty to confer upon the same certain rights, powers and privileges therein mentioned, and to establish by law the system of mounted Police now maintained in said District. Also,

An act to compensate the Sheriff of Frankliu county, for summoning Grand and Petit Jurors of said county, and for other purposes. Also,

An act for the relief William D. Rigdon of Charlton county, and for other purposes. Also,

An act to change the time of holding the Superior Courts of the county of Pearce.

Mr. Lumpkin, from the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives :

An Act for the relief of Cornelius Hibberts.

The following Message of his Excellency the Governor was taken up and read.

EXECUTIVE DEPARTMENT, }
Milledgville, December 12th, 1859. }

To the House of Representatives :

I herewith return the Bill entitled "an Act for the relief of Mary Frances Newnar, of the county of Bibb, and for other purposes," without my approval, for the general reasons given in my message to the Senate during the present Session, when I returned the Bill for the relief of Amy Clark.

In 1857 I signed several Bills of this character, in each of which it was said that there existed special reasons for making it an exception to the general rule. I then doubted the policy of such laws, but gave my assent to them out of respect to the action of the General Assembly. In 1858 I found an increased number of Bills of a like character, passing both Houses. Indeed, these applications to the Legislature are becoming so numerous as no longer to form exceptions to a general rule, but the general rule is being re-

pealed in almost every individual case, by a special act, applicable to a single individual. The result is, that parties defendants in courts frequently make no defence, and permit plaintiffs to obtain verdicts for divorce, with the understanding that the friends of plaintiffs will encourage relief to defendants by the Legislature ; and in this way divorces are frequently obtained by collusion between the parties.—The consequence is, that the sanctity once attached to the marriage relation, no longer exists ; and a practice is fast obtaining, which is most demoralising in its effects. I cannot consent to the further encouragement of such a practice. If we will enforce the wholesome rule of law, which now exists upon this subject, divorces will be much less frequent, and the marriage relation will be regarded with much more sanctity.

JOSEPH E. BROWN.

The Bill mentioned in the foregoing Message was put upon its passage, and it requiring a vote of two thirds for this purpose, the yeas and nays were recorded.

There are yeas 102, there are nays 5.

Those who voted in the affirmative are Messrs.

Alexander,	Goodman,	Lumpkin,
Allan,	Green of Cobb,	Lumsden,
Anderson,	Grovensteine,	Mays,
Barksdale,	Harkness,	McCants,
Baugh,	Harper of Henry,	McComb,
Blakey,	Harper of Sumter,	McCrairy,
Bivins,	Hartridge,	McDonald of Lump-
Brantley,	Henderson of Henry,	kin,
Brown of Houston,	Henderson of New'n	McDonald of Mur
Brown of Sumter,	Henderson of Worth	ray,
Broyles,	Hockenhull,	McEver,
Bruton of Forsyth,	Holden,	McGar,
Brewton of Tattnall	Holmes,	McLendon,
Causey,	Hopkins,	McWhorter,
Clark of Elbert,	Horsley	Mitchell,
Colvard,	Howell of Milton,	Morris,
Coleman,	Hurst,	Mullins,
Conley,	Joyner,	Nobles,
Culleus	Keeling,	Norwood,
Daniel,	Kelly,	Parks,
Dixon,	Key,	Patton,
Ector,	Knowles,	Perry,
Fain of Gordon,	Knox,	Price
Famin of Morgan,	Lewis of Green,	Ragsdale,
Fortner,	Lewis of Hancock,	Render,
Gibson of Richmond	Lester,	Richards,
Gibson of Warren,	Lofton,	Rozier,

Scott,	Sweat,	Walton,
Settle,	Tapley,	West,
Sims,	Tatum,	Whittle,
Smith of Bryan,	Thrasher,	Williams of Musco-
Smith of Coffee	Turner,	gee,
Sockwell,	Underwood,	Wilson,
Solomons,	Vanover,	Young.
Sprayberry,	Vaughn,	

Those who voted in the negative are Messrs.

Eberhart,	Hicks,	Martin,
Fleming,	Jones of Rabun,	

So the Bill was passed over the executive veto, and on motion of Mr. Anderson of Bibb ordered to be transmitted to the Senate without delay.

The following Message was received from his Excellency the Governor, by Mr. Campbell, his Secretary. to wit :

Mr. Speaker : I am directed by the Governor to return to this branch of the General Assembly. in which it originated a bill to be entitled an "act to pardon Thomas C. Whitworth, of the county of Chattooga, now under sentence of death for the crime of Murder, accompanied with a communication in writing.

On motion of Mr. Alexander of Floyd, the same was taken up and read :

EXECUTIVE DEPARTMENT, }
Milledgeville, December 13th, 1859. }

To the House of Representatives :

I return without approval, the Bill entitled "an act to pardon Thomas C. Whitworth, of the county of Chattooga, now under the sentence of death for the crime of murder.

I have carefully enquired into the facts of this case, and am satisfied that the fact recited in this Bill, that Thomas C. Whitworth is "now under sentence of death for the crime of murder," does not exist ; and that the Legislative department of the Government has no jurisdiction whatever over this case in its present condition.

In the government from which we principally derived our laws, no part of the pardoning power was vested in the legislative department, but the executive department alone possessed this power.

The framers of our Constitution continued this power with the executive, in this State, except in cases of murder or treason. In these cases, after final *conviction*, and a sentence of the court under which the defendant may be executed or caused to suffer the penalty of the law, and after respite by the Governor, the pardoning power is vested in the

General Assembly, and may be exercised by them, by a vote of a bare majority of each House, if the bill meets the approval of the Governor, and by a vote of two-thirds of each House notwithstanding his disapproval. The exercise of the veto power does not, therefore, interfere with the rights of the General Assembly to pardon, but only requires that it be exercised in more solemn form and with more mature deliberation, after having heard and weighed the reasons given by the Executive for declining to approve the Act.

The seventh section of the second Article of the constitution of this State, is in these words : "He, (the Governor,) shall have power to grant reprieves for offences against the State, except in cases of impeachment, and to grant pardons or to remit any part of a sentence, in all cases *after conviction*, except for treason or murder, in which cases he may *respite the execution*, and *make report thereof* to the next General by whom a pardon may be granted."

The tenth and eleventh sections of the same article of the constitution define the veto power, and provide for the further action of the General Assembly, in case of its exercise.

A careful examination of the seventh section, above quoted, will, I think, satisfy the mind of each member of the General Assembly, that the constitution has only delegated to the General Assembly the right to exercise the pardoning power "in cases of *treason* or *murder*, after the defendant has been *finally convicted*, by the court, and is subject to be *executed*, by the Sheriff, or to suffer the penalty of the law, and has been respited by the Governor. As this is a power delegated to the General Assembly by the Constitution, which at common law they did not possess, they can only exercise it subject to the restrictions and qualifications contained in the Constitution. In other words, they must take the grant subject to the qualifications contained in the grant. Until the courts have finally adjudicated the case, their jurisdiction over it is *exclusive*, under the first section of the first article of the Constitution, which declares that "the Legislative, Executive, and Judiciary Departments of Government shall be distinct, and each department shall be confided to a separate body or magistracy ; and no *person* or *collection of persons*, being of one of those departments, shall exercise any power properly attached to either of the others, except in the instances herein expressly permitted," and by the first section of the third article of the Constitution, in which it is declared that, the Superior Courts, shall have exclusive jurisdiction "in all criminal cases." Under this grant of power, the courts have the exclusive right to try all criminal cases, amounting to felony, including treason and murder, and to pronounce judgment in case of convic-

tion, and to order *execution* of the defendant in cases where the penalty is death ; and neither the Legislative nor Executive department of the Government has any right to interfere, except so far as the Constitution has *expressly permitted*. In case of conviction for murder, the Governor is *expressly permitted* to *respite the execution* ordered by the Court, and to *make report thereof to the next General Assembly*; and after this is done, they are *expressly permitted*, subject to the qualification above mentioned, to *pardon* the defendant. In this case, each department of the Government has its proper functions assigned to it. The power to try and dispose of the case is originally vested in the Court, and no other department has any right to interfere till the court has pronounced its final judgment and ordered *execution* to be done; after this, the Governor may interfere and *respite the execution* and *make report thereof to the next General Assembly*; and then the General Assembly may *pardon*, by a majority with his assent, and by a two-thirds majority notwithstanding his dissent. These I conceive to be the relative powers of the three departments of the Government, in a case of murder.

In the application of these rules, it will be necessary in determining whether the General Assembly has yet acquired jurisdiction in this case, to enquire what disposition has been made of it by the Judiciary, and the Executive Departments of the Government. Has there been a final *conviction* in court, under which the Sheriff of Chattooga county is authorized and required to *execute* the defendant? and has the Governor respited the *execution* and made "*report thereof*," to the General Assembly? Neither the one nor the other has been done ; and I therefore conclude that the General Assembly have acquired no jurisdiction whatever over this case.

¶ Upon examination of the papers now of file in the office of the Clerk of the Supreme Court of this State, which are and have been subject to the inspection of the members of the General Assembly, it will be seen that the defendant, Thomas C. Whitworth, was put upon his trial at the last March Term of the Superior Court of Chattooga county, for the murder of Edward M. Hall, and the jury, after hearing the case, returned a verdict of guilty of murder, and the Court sentenced him to be hung on Friday the 22nd of April last. It was then agreed by the counsel for the State, and the defendant, that a motion for a new trial might be made at the then next term of Cass Superior Court, which should be "in all respects as if the motion were made before the adjournment of said Court." At the next term of Cass Superior Court, the motion was made, before the Hon. L. W. Crook, then presiding ; and the final hearing of the motion was then adjourned over until the first day of the next term of Gordon Superior Court, when it was heard, and the mo-

tion overruled by the Court, and a new trial refused; whereupon the counsel for the defendant tendered their bill of exceptions to the ruling of the Court, for the purpose of carrying the case to the Supreme Court; which bill of exceptions was allowed and signed by the Judge, who thereupon, as I learn from counsel in the case, under the provisions of the statutes in such case made and provided, issued his order superceding the judgment of the Superior Court of Chattooga county, and ordering the Sheriff to suspend all further action in the premises till the adjudication of the case in the Supreme Court and the further judgment of the Superior Court. Under this order, the day fixed for the execution was permitted to pass, and the case was carried to the Supreme Court upon said bill of exceptions. At the last August term of that Court, held at Atlanta, this case was continued by the Supreme Court for providential cause; and the case is still pending in that Court. There is, therefore, no subsisting judgment of the Superior Court of Chattooga county against the defendant, under which he could ever be *executed*; and there is no day set, in future, for his *execution*. He is not, therefore, "under the sentence of death for the crime of murder," as recited in this Bill; nor is it in the power of either the Executive or Legislative Department of the Government to say that he ever will be again. The Supreme Court may grant him a new trial, and when again put upon trial, he may be acquitted, or convicted of some one of the grades of manslaughter.

It is very clear, therefore, that the General Assembly have not yet acquired jurisdiction of this case, and very possible that they may never acquire it. There is no *final sentence* in the case, and can be no execution under any judgment now in existence, whether this bill become a law or not. If the General Assembly have a right to pardon in this case, they would have the same right in a case pending in the Superior Court upon a motion for a new trial undisposed of in that Court; and if they have that right, they have the same right in a case pending in the Superior Court in which no trial has yet been had. Establish this precedent, and the General Assembly may expect to be called upon in future to act upon each case of murder pending in the Superior Courts in advance of the final action of the Courts, which will be equivalent to divesting the Courts of the jurisdiction given to them by the Constitution, and transferring the trial to the General Assembly. I protest against all such interference by the Legislative department of the Government with the powers vested by the Constitution in the Judiciary. Let us wait till the Constitution gives us

jurisdiction of this case, and it will then be time enough for for us to act. "Sufficient unto the day is the evil thereof."

I do not consider that it is proper for me to express my opinion upon the facts or merits of this case, as to the guilt or innocence of the defendant. It is now in the hands of a Court in whose wisdom and integrity I have the highest confidence; whose decisions, in point of uniformity, ability and correctness, may justly challenge comparison with those of any Court in any State in the Union, and which will, I trust, be appreciated and upheld by the people as the safe and ultimate arbiter, of their rights, without regard to the clamor and misrepresentations, of disappointed lawyers, or the efforts to excite discontent which are made by unsuccessful litigants.

JOSEPH. E. BROWN.

On motion of Mr. Alexander the foregoing bill for the pardon of Thomas C. Whitworth now under sentence of death' in the county of Chattooga for the crime of murder, which had failed to receive the executive sanction was taken up, and put upon its passage. The yeas and nays being recorded thereon.

There are yeas 58; there are nays 47.

Those who voted in the affirmative are Messrs.

Alexander,	Harper of Sumter,	McEver,
Allan,	Henderson of Hen-	Mullens,
Anderson,	ry.	Nobles,
Barksdale,	Holden,	Norwood,
Blakey,	Holmes,	Patton,
Brantley,	Horsley,	Prescott,
Brown of Houston,	Howell of Milton,	Price,
Causey,	Hurst,	Richards,
Clark of Elbert,	Joyner,	Rozier,
Coleman,	Keeling,	Smith of Coffee,
Cullens,	Key,	Sockwell,
Eberhart,	Knowles,	Sprayberry,
Ector,	Knox,	Sweat,
Fain of Gordon,	Lewis of Greene,	Tapley,
Fortner,	Lewis of Hancock,	Tatum,
Gibson of Rich-	Lofton,	Thrasher,
mond,	Lumsden,	Turner,
Gibson of Warren,	Mays,	Underwood,
Grovensteine,	McComb,	Vanover,
Hardin,	McDonald of Lump-	
Harper of Henry,	kin.	

Those who voted in the negative are Messrs.

Baugh,	Harkness,	Morris,
Bivins,	Hartridge,	Parks,
Brown of Sumter,	Heath,	Ragsdale,
Broyles,	Henderson of	Render,
Bruton of Forsyth,	Worth,	Scott
Brewton of Tatt-	Hicks,	Settle,
nall,	Hockenull,	Sims,
Cason,	Hopkins,	Solomons,
Colvard,	Jones of Rabun,	Vaughn,
Daniel,	Kelly,	Walton
Delony,	Lester.	West,
Dixon,	Martin,	Whittle
Fain of Gilmer,	McDonald of Mur-	Williams of Musco-
Fain of Union,	ray,	gee,
Fannin of Morgan,	McLendon,	Wilson,
Fleming,	McWhorter,	Worley.
Finney,	Mitchell,	
Goodman,		

There not being two-thirds in favor of the passage of the bill, it was lost and the veto sustained.

Mr. Lumpkin from the committee on enrollment reports as duty enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives,

An act to provide and give liens to Stone Cutters and Marble Companies of this State, to secure payment for their labor.

Also, an act to incorporate the Home Guards of Madison in Morgan county, and to grant certain privileges.

Also, an act to incorporate the town of Statesville in Echols county, and to appoint Commissioners for the same, and other purposes.

Also, an act to incorporate the town of Moultrie in Colquitt county, and to confer certain privileges and powers on the Commissioners, and to amend the several acts incorporating the city of Rome, and to confer certain powers on the Mayor and Council of the city of Albany, and amend the act incorporating the town of Monticello in Jasper county, and for other purposes.

Also, an act to authorize the Inferior Court of Early county to levy a Road Tax, and for other purposes.

Also, an act to incorporate the Vernon Shell Road Company.

Also, an act to authorize Absalam E. Roberts, administrator upon the estate of Robert J. Culbreath, deceased, under an order of the Court of Ordinary of Walker county, to have

the distributive share of the widow of said deceased, ascertained in the Dstate of deceased, and to pay the same over to her, and then for the balance of the said estate, subject to be distributed to be and remain the property jointly of the two minor children of said deceased, until one of them shall marry or arrive at full age.

Also, an act to regulate the Agencies of Foreign Insurance Companies, and to provide for the appointment of an Insurance Commissioner.

Also, an act to allow the Attorney and Solicitor's General a fee in cases of Peace Warrants.

Also, an act to authorize the Administrators of the Estate of the late Toliver Jones of Harris county, to sell all the lands belonging to said Estate lying in the counties of Harris, Muscogee and Talbot at the Court House in Harris county.

Mr. Colvard, from the committee on Journals offered the following report and resolution which were taken up, read and agreed to, to-wit:

The committee on Journals beg leave to report that they have carefully compared the Journals with the record, and find them neatly and correctly kept.

In consequence of the extension of the session and the accumulated mass of business your committee recommend the adoption of the following resolution:

Resolved, That the recording Clerks be allowed fifty days to bring up the unfinished business of the session, and twenty days to make a perfect and correct index to the same and that the Hon. R. A. McComb be and he is hereby authorized to inspect and receive the same.

The House took up the report of the committee on the bill of the Senate, to provide for the distribution of the Estate of Coleman J. Pringle, late of Pike county, deceased, and for the relief of the Executor of said estate.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, to authorize the Governor of this State to grant certain privileges to the Dalton and Gadsen Railroad Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, to amend an act entitled an act to prescribe the manner in which the names of persons may be changed and persons legitimatized, &c., &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, to abolish the *Senatus Academicus*, to give its powers to the Board of Trustees of the University of Georgia, and to vest the Government of said University in said Board of Trustees.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to amend an act entitled an act to amend an act to carry into effect, the 6th section of the 4th article of the Constitution, &c.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to incorporate the Chestatee River and Town Creek Hydraulic Hose Mining Company and Cavers Creek and Wards Creek Hydraulic Hose Mining Company.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, to incorporate the Augusta, Petersburg and Savannah River Steam and Pole Boat Navigation Company of Forth Eastern Georgia.

The report was agreed to, and the bill read a third time and passed.

The House adjourned until 3½ o'clock, P. M.

3½ O'CLOCK, P. M.

The House met pursuant to adjournment.

And went into committee of the Whole, Mr. Lester in the chair, on the bill of the House to change the name of the Southern Central Agricultural Society, and to appropriate money for the benefit of the same.

After some time spent therein the committee rose and through their chairman, reported the same back to the House were with an amendment.

The report was agreed to, the bill was read the third time and on the question of its passage, the yeas and nays required to be recorded.

There are yeas 64, there are nays 54.

Those who voted in the affirmative are Messrs :

Allan,	Hartridge,	Parks,
Anderson,	Henderson of Hen-	Patton,
Barksdale,	ry,	Prescott,
Baugh,	Hockenhull,	Richards,
Brantley,	Holden,	Rozier,
Brinson,	Holmes,	Selman,
Bruton of Forsyth,	Horsley,	Smith of Bryan,
Brewton of Tatt-	Howell of Milton,	Smith of Hall,
nall,	Hutchins,	Solomons,
Causey,	Joyner,	Sweat,
Cullens,	Knowles,	Tatum,
Delony,	Lewis of Greene,	Taylor,
Dixon,	Lewis of Hancock,	Thrasher,
Fain of Gordon,	Lester,	Turner,
Fain of Union,	Lofton,	Underwood,
Fannin of Troup,	Lumpkin,	Vanover,
Gibson of Rich-	Martin,	Walton,
mond,	Mays,	Wicker,
Gibson of Warren,	McDonald of Mur-	Williams of Muscō-
Hardin,	ray,	gee,
Harper, of Henry,	McWhorter,	Wilson,
Harper, of Sumter,	Norwood,	

Those who voted in the negative are Messrs.

Blakey,	Heath,	Mitchell,
Bivins,	Henderson of	Morris,
Brown of Houston,	Worth,	Mullins,
Brown of Sumter,	Herrington,	Nobles,
Broyles,	Hicks,	Perry,
Cason,	Hogans,	Price,
Cock,	Hopkins,	Ragsdale,
Colvard,	Hurst,	Render,
Coleman,	Jones of Rabun,	Scott,
Conley,	Keeling,	Settle,
Daniel,	Kelly,	Sims,
Eberhart,	Knox,	Smith of Bryan,
Fain of Gilmer,	Lunsden,	Smith of Coffee,
Fleming,	McCants,	Sockwell,
Finney,	McCrairy,	Tapley,
Goodman,	McDonald of Lump-	Vaughn,
Green of Cobb,	kin,	Whittle
Grovenstein,	McEver,	Worley,
Harkness,	McLendon,	Young,

So the bill was passed.

Mr. Key from the committee on enrollment reports as duly enrolled, signed by the President of the Senate and

ready for the signature of the Speaker of the House of Representatives :

An act to incorporate the Stewart Volunteers and other Volunteer Companies therein mentioned, and to confer on them certain powers and privileges.

Also, an act to incorporate the town of Carnesville in the county of Franklin, and for other purposes.

Also, an act to authorize the consolidation of the stock of the Milledgeville and Gordon Railroad Company, with the stock of the Central Railroad and Banking Company of Georgia, and

Also, to authorize the consolidation of the stock of the Eatonton Branch Railroad and Banking Company of Georgia.

Also, an act to authorize an increase of the capital stock of the said Central Railroad and Banking Company of Georgia, and for other purposes.

The following message was received from His Excellency the Governor, by Mr. Campbell, his Secretary, to wit :

Mr. Speaker :—The Governor has signed the following Acts to-wit :

An act to incorporate an Insurance Company in the city of Columbus, to be called the Georgia Home Insurance Company.

Also, to incorporate the Oglethorpe Insurance Company of Savannah.

An act to incorporate the town of Bowden in the county of Carroll, and for other purposes therein mentioned, and to regulate the retail of spirituous liquors in a certain distance of the Poor House in Atlanta.

The following message was received from His Excellency the Governor by Mr. Campbell his Secretary, to wit :

Mr. Speaker :—I am directed by His Excellency the Governor to return to this branch of the General Assembly in which it originated :

A bill entitled an act to give Charles N. Terry a minor of the county of Muscogee, and Joseph H. Morehouse a minor of Screven county, the same privileges and make them subject to the same liabilities as though they were of lawful age, and to authorize Littleberry Jackson of Green county, Guardian of Wm. C. Beckers and Mrs. George W. Johnson formerly Miss Beckers, to settle with said wards, accompanied by a communication in writing.

The House took up the report of the committee on the bill of the Senate, to change the line between the counties of Union and Fannin.

The report was agreed to, the bill was read the third time, and on the question of its passage, the yeas and nays were required to be recorded.

There are yeas 37, there are nays 59.

Those who voted in the negative, are Messrs ,

Alexander,	Herrington,	Parks,
Anderson,	Holden,	Prescott,
Brantley,	Horsley,	Render,
Brinson	Joyner.	Richards,
Brown of Houston,	Kelly,	Selman,
Broyles,	Key,	Settle,
Causey,	Lewis of Greene,	Solomons,
Dixon,	Lewis of Hancock,	Tatum,
Ector,	Lumpkin,	Taylor,
Gibson of Rich-	Lumsden,	Thrasher,
mond,	Mays,	Turner,
Hardin,	McCrairy,	Vanover,
Henderson of New-	McWhorter,	Williams of Mus'gee
ton,		

Those who voted in the negative are Messrs :

Barksdale,	Goodman,	McEver,
Baugh,	Green of Cobb,	McLendon,
Blakey,	Harper of Henry,	Mullens,
Bivins,	Hartridge,	Norwood,
Brown of Sumter,	Henderson of Hen-	Perry,
Brewton of Forsyth,	ry,	Price,
Brewton of Tattnall	Henderson of Worth	Rosier,
Cock,	Hicks,	Scott,
Coleman,	Hockenhull,	Sims,
Conley,	Hogans	Sockwell,
Cullens,	Holmes,	Tapley,
Daniel,	Hopkins,	Underwood,
Delony,	Hurst,	Vaughn,
Eberhart,	Hutchins,	Walton,
Fain of Gilmer,	Jones of Rabun,	Ware,
Fain of Gordon,	Keeling,	Whittle,
Fain of Union,	Martin,	Wicker,
Fannin of Troup,	McCants,	Wilson,
Fleming,	McDonald of Lump-	Worley,
Finney,	kin,	Young,

So the bill was lost.

Leave of absence was granted Messrs. McGar, Finney and Fain of Gordon, on account of sickness, and to Messrs. Harper of Sumter and Martin of Cownta, on special business.

The House adjourned until 7 o'clock, P. M.

7 O'CLOCK, P. M.

The House met pursuant to adjournment.

On motion of Mr. Dixon, of Muscogee, the following Message was taken up and read, to-wit:

EXECUTIVE DEPARTMENT,
Milledgeville, Ga., Dec. 13th, 1859. }

To the House of Representatives:

I cannot approve the bill entitled an act to give Charles N. Terry, a minor of the county of Muscogee, and Joseph H. Morehouse, a minor of Screven county, the same privileges, and make them subject to the same liabilities as though they were of lawful age, and to authorize Littleberry Jackson, of Greene county, Guardian of Wm. C. Beckers, and Mrs. George W. Johnston, formerly Miss Beckers, to settle with said wards.

The subject of this bill seems to be, to give to the two minors above mentioned, all the privileges, and subject them to all the liabilities of adult persons, and to permit a Guardian to settle with his minor wards.

It is necessary in every well regulated government that there be some fixed period in human life at which the disabilities of youth shall cease, and the privileges and liabilities of manhood shall commence. The time fixed by our law is, when the minor shall attain the age of twenty-one years. This is a safe rule, general in its application, and sanctioned by the wisdom of ages, and ought not, in my opinion to be disturbed. If we begin to make exceptions to the rule, a large portion of the time of the Legislature will, in future, be taken up in this kind of special or individual legislation, to the delay and hindrance of other more important business, and at a heavy cost to the State. Experience is teaching us every day, how very unwisely we act, when we commence establishing by Legislation, these individual exceptions to wholesome general rules. The youth of our country are quite enough inclined to assume the position of manhood prematurely, without special legislative encouragement. If we admit that there are special reasons which would justify the departure from this rule, in this particular case, we must not forget that there will be no end to these applications, when the precedent of disregarding the rule is once established. Time will soon do for these young gentlemen, what it is now proposed to do by Legislation without infringing any wholesome rule of law. There are objections no less weighty to the establishment of a rule that Guardians may settle with their minor wards. Every fashionable young gentleman in the State, who is not yet twenty-one, and whose father has left him a lit-

the property, is looking with some anxiety to the time, when he will take it under his own control. It is often spent fast enough after he attains the age of twenty-one. Give him the control of it at sixteen or eighteen, and it may not last him till he is twenty-one. Again, it would often be true that a shrewd, crafty Guardian would prefer to settle with boys as he might make better terms with them than he could with men. It may be said that none of these objections apply to this particular case; I will not say that they do; but they might apply to the next one. Establish the precedent, and break down the general rule, and all these evils will soon occur in the practice that will follow.

I deprecate all this sort of unwise special, and individual Legislation, and shall continue to do all in my power to discourage it.

JOSEPH E. BROWN.

The House took up the report of the committee on the bill of the Senate to authorize the Ordinary of Whitfield county to pay Teachers of poor children for the year 1859.

The same was amended. The amended report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to authorize the county of Thomas to aid in the construction of the South Georgia and Florida Rail Road, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to authorize the Ordinary of Banks county, and the Ordinaries of certain other counties to pay teachers of poor children.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of Senate, for the purpose of attaching a strip of unsurveyed land lying between the 4th and 6th districts of originally Early county, to the county of Early, and for other purposes therein contained.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to give to Inferior Courts of the several counties of this State power to appoint some fit and proper person to receive and receipt for the amount of money their respective counties may be entitled to, under the act to provide for the education of the children of this State, &c., where the Ordinaries refuse or neglect to give bond as required by law.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Hebrew Congregation in the city of Macon.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend an act entitled an act to provide for the education of the children of this State, &c., so far as the same relates to the county of Hall.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to extend the corporate limits of the town of Hamilton in the county of Harris, and to give additional powers to the corporate authorities of said town.

The same was amended.

The amended report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to repeal the 2d section of an act, entitled an act to provide for the education of the children of this State, &c., so far as relates to the county of Echols, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to provide for the election of county Treasurer in the counties of Berrien, Newton, Baker, Forsyth, Hall, Lumpkin, Ware, Mitchell, Fannin, Paulding, Johnson, and Marion.

The same was amended.

The amended report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate by Mr. West their Secretary :

Mr. Speaker :—The Senate have passed the following bills to wit :

A bill to be entitled an act to alter and amend an act, entitled an act to provide for the education of the children of this State between certain ages, and to provide an annual sinking fund for the extinguishment of the public debt. Assented to 11th December, 1858.

Also, a bill to be entitled an act to recognize under certain circumstances the boundary line between the States of Georgia and Florida, as the permanent boundary affirming titles to land on either side of the line. and directing criminal prosecutions in Georgia to be *nolle prosequi*.

The Senate have concurred in the amendments of the House of Representatives to the following bills, to-wit:

A bill to be entitled an act to incorporate the Enterprise Rail Road Company, and for other purposes.

Also, a bill to be entitled an act to incorporate the Southern Rights Guards, in the county of Houston.

To incorporate the Scott's Rifles, in the county of Talbot.

To incorporate the Macon County Volunteers, in the county of Macon, and for others purposes.

Also, a bill to be entitled an act to alter and change the times of holding the Superior Courts of the counties of Wilcox, Telfair, Irwin, Berrien and Glynn, and for other purposes therein named.

Also, a bill to be entitled an act to provide for the distribution and disbursement of the common school fund, to which the counties of Gilmer and Lumpkin are, or may be entitled, under and by virtue of an act passed on the eleventh day of December, 1858, and for other purposes therein named.

Also, a bill to be entitled an act to change the eighteenth section of the fourteenth division of the Penal Code of this State, and for other purposes.

Also, a bill to be entitled an act, to alter and change and define the line between Early and Clay counties.

Also to change the lines between Henry and Clayton counties.

The Senate have also concurred in the amendments of the House of Representatives to the following bills of the Senate, with amendments, in which they ask the concurrence of the House:

A bill to be entitled an act to compel all persons non-residents of the county of Wayne, owning penning and grazing stock cattle in said county to return and pay tax on the same in the county aforesaid.

A bill to be entitled an act to define and punish vagrancy in free persons of color.

The House took up the report of the committee on the bill of the Senate for the relief of Luke Paget, his heirs and representatives.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to regulate the sale and use of spirituous liquors and intoxicating drinks within the corporate limits of the town of Elberton.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the

bill of the Senate to incorporate Farlow Female College in the city of Americus, &c.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to legalize the purchase of a tract of land made by Mrs. Clementina J. Billingslea Administratrix of James F. Billingslea deceased, of the county of Greene.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to incorporate Chicaro Baptist Church in the county of Rabun.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the common school laws so far as relates to Walker county.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to add a section to an act appointing the persons therein named commissioners of the town of Preston &c., assented to Dec. 22nd, 1857.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize the Ordinary of Pike county to pay Teachers of poor children for the year 1858, and for other purposes herein named.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to change the time of holding the Inferior courts in the county of Gordon,

The report was agreed to, The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the lines between the counties of Worth and Colquitt.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to provide for the relief of John A. Jones and Jackson Vaughn, of the county of Milton.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill of the Senate to authorize the Justices of the Inferior

court of Lumpkin county or a majority of them, to levy an extra tax &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Savannah Mutual Loan Association.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate for the relief of Susan L. B. Goddard of the county of Bibb, and William P. Neil of the county of Troup.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to prevent delay in the trial of causes in the courts of this State, &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the Report of the committee on the bill of the Senate to compensate the Sheriffs of J. Person county for service of subpoenas on grand and petit jurors of said county.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to prescribe and define the qualifications of persons in Early county, for the office of Oremary, and to remove certain disabilities under existing laws and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to authorize the Thomaston and Barnesville Railroad company to construct and extend their Railroad, to some point on the Railroad of the Muscogee Railroad company, and to authorize and empower the Muscogee Railroad company, by and with the consent of the Thomaston and Barnesville Railroad company to extend their Railroad from some convenient point on their Railroad to Thomaston in Upson county, and for other purposes.

The same was amended,

The report as amended was agreed to. The Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend an act entitled an act to lay out and form a new county out of the counties of Milledgeville and Sumter, &c., &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to authorize the Inferior court of the county of Hancock, to compel the hands subject to do road duty in any one district in said county to perform road duty in any adjacent district.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend an act entitled an act to incorporate the town of Dalton under the name and style of the city of Dalton, &c., &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to require the Ordinaries of the several counties in this State, to pay Teachers of poor children in their respective counties, as herein specified.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to revive and put in force the 3rd and 4th sections of an act, amending an act to incorporate the town of Lumpkin in Stewart county, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to allow the Ordinaries of the counties of Talbot, Newton, Cobb, Columbia and Hart to pay certain Teachers of poor children, &c.

The same was amended,

The amended report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the line between the counties of Baker and Early, so as to add lot of land 392, in the 7th district, to the county of Early.

The same was amended.

The amended report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the line between the counties of Whitfield and Catoosa, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend an act entitled an act to incorporate the Georgia Whitepath Gold and Copper company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to alter, amend, and define an act to provide for the education of the children of this State, &c., so far as relates to the county of Murray.

The same was amended.

The amended report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the House to exempt certain property from taxation, &c.

The same was amended.

The amended report was agreed to, the bill was read the third time and passed.

The following bills of the Senate were on motion indefinitely postponed, to wit:

A bill to authorize Solomon A. Howell, an infirm man of the county of Calhoun, as an itinerant trader, to vend any goods, wares, or merchandize within the second Congressional District, without obtaining license for the same.

Also, to allow Allen Hall of the county of Quitman, and Robert Davis of the county of Hall to peddle under certain restrictions.

A bill to alter, amend, and construe an act to provide for the education of children of this State, assented to, 11 December, 1858, so far as the same relates to the county of Paulding.

A bill to authorize James E. Gynn of Pulaski to peddle on such goods and wares not prohibited by law in the limits of said county.

A bill for the relief of Davis Gammage, Shadrack Ware, William Winters and Henry M. Johnson, from their liability upon certain Penal Bonds.

A bill for the relief of Moses G. Sutton of the county of Berrien.

The following bills of the Senate were read the first time, to wit:

A bill for the relief of Lemuel R. Webb of Early county.

A bill to change the line between the counties of Madison and Jackson, between Floyd and Polk, between Macon and Taylor, between Wilcox and Pulaski, between Sumter and Macon, between Merriwether and Coweta, and to amend the caption of an act, assented to, 11th December, 1858, entitled an act to change the line between the counties of Ware and Pierce, and other counties therein mentioned.

A bill to provide for the payment of the person appointed

by the Judges of the Superior Courts of the counties of Burke, Latham, Columbia and Floyd, to take down testimony in the criminal cases in said counties.

A bill to compensate the Tax Receiver of Marion county for services rendered.

A bill to amend an act of 1858, incorporating the town of LaFayette of Walker county, and for other purposes.

A bill to allow Matthew Cook of Walton county to peddle without paying tax for the same.

A bill to repeal the 5th section of an act to change and fix the time of holding the Inferior Courts in the county of Lumpkin and to authorize the drawing and summoning Grand and Petit Jurors for said courts, approved 11th, Dec. 1858, and to add the county of Lumpkin to the Western Circuit, and to authorize the holding of said Court on the fourth Monday in March and September.

A bill to authorize the Ordinary of DeKalb county, to pay S. W. Latham, for teaching poor children in said county.

A bill to incorporate the town of Homer, in the county of Banks, and to appoint commissioners for the same, and other purposes.

A bill to authorize the Governor of this State, to cause to be established at some accessible and convenient place in this State, a State Foundry and for other purposes.

A bill to exempt practicing physicians in Jefferson county from Jury duty.

A bill to incorporate the Columbus and Whiteville, R. R. Company.

A bill to authorize Alexander R. Lenard, Guardian of Michael W. Harvey to pay over to the said Ward, the whole or any part of the estate, of said Michael W. Harvey in the hands of Alexander R. Lenard.

A bill to repeal an act of 1853-'4, so far as the county of Decatur is concerned.

A bill to prescribe the mode of laying out private ways, and for other purposes, so far as relates to the county of Henry.

A bill to authorize George Underwood of the county of Glascock to pay over to and settle with Wm. W. Thompson, a minor, his ward and for other purposes.

A bill to amend the 33d section of the Judiciary act of 1799, in relation to the advertisement of Sheriff's sales.

A bill to prevent free negroes from coming, or being brought into the State of Georgia.

A bill to incorporate the Trustees of the Southern Botanical Medical College, assented to, December 11th, 1839.

A bill to authorize the Inferior court of Lumpkin county, to levy a tax for certain purposes therein mentioned.

A bill to incorporate the Ben Hill Academy in the county of Emanuel, and to appoint Trustees for the same.

A bill to limit the time in which suits in the Courts of law in this State, must be brought; and also limiting the time in which indictments are to be found and prosecuted in certain cases, and for other purposes therein mentioned, approved March 6th, 1856.

A bill to make valid certain sales of real estate heretofore made by Executors, Administrators and Executors in this State, and other purposes.

A bill to incorporate the Georgia Internal Improvement Association.

A bill to consolidate and amend the several acts incorporating the town of Cartersville in the county of Cass.

A bill to incorporate the town of Summerville in the county of Emanuel, and appoint commissioners for the same with powers to regulate the same, for the benefit of the school within said corporate limits.

A bill to repeal so much of the first section of an act, to appoint county Treasurers, and define their duties, approved December 24th, 1825, as relates to the appointment of said officers by the Justices of the Inferior court of the State and to authorize their election by the people, so far as relates to the counties of Forsyth, Newton, Hall and Baker.

A bill to be entitled an act to compel persons owning one thousand or more acres of land in certain portions of Montgomery and Telfair counties; Also, in the counties of Wayne, Camden, Wilcox and Dooley, to give in and pay taxes on the same in said counties.

A bill to change the line between the counties of Campbell and Coweta, and between the counties of Taylor and Schley, and for other purposes.

A bill to amend the charter of the Ellijay Railroad company, and for other purposes.

A bill to incorporate the Jenner Medical Society of Oglethorpe and Medical College of Savannah.

A bill to incorporate the Calhoun and Rome Railroad company, and to grant certain powers and privileges to said company.

A bill to alter and amend an act to submit the question of the removal of the county site of Montgomery county to the voters of said county, and for carrying out the will of the majority, assented to December 21st. 1857.

A bill to incorporate the town of Bainbridge, and to grant certain privileges to the same.

A bill to recognize under certain circumstances, the boundary line between the States of Georgia and Florida as the permanent boundary; affirming titles to land on either side of the line, and directing criminal prosecutions in Georgia to be nolleprosequi.

A bill to be entitled an act to alter and amend an act entitled an act to provide for the education of the children of

the State, between certain ages, and to provide an annual sinking fund for the extinguishment of the public debt, assented to, December 11th, 1858.

The following bills of the Senate were read the second time and committed for the third reading, to-wit :

A bill to incorporate the Alabama and Oostanola Steam Boat company, and to grant to said companies certain powers therein specified.

A bill to be entitled an act, to amend an act entitled an act to provide for the education of the children of this State between certain ages, and to provide, an annual sinking fund for the extinguishment of the public debt, so far as relates to the county of Fannin.

A bill to authorize the Justices of the Inferior Court of of Fannin county, to levy an extra tax of fifty per cent, for the purpose of paying for their Jail, and for other purposes.

A bill to repeal a part of the first section of the third article of the Constitution of this State, and to insert a provision in lieu thereof.

A bill to extend the civil jurisdiction of the Justices of the Peace in that part of the county of Chatham embraced within the city of Savannah.

A bill to alter and change the line between the counties of Dougherty and Worth.

A bill to repeal the second section of an act to repeal the nineteenth section of an act to incorporate a bank in the city of Atlanta, to be called the Bank of Fulton, and for other purposes.

A bill to define and enlarge the duties of Treasurer of the several counties of this State.

A bill to change the time of holding the Inferio Courtr of Emanuel county.

A bill to provide compensation to Coroners for burying insolvent persons.

A bill to incorporate Pulaski Insurance Company of Hawkinsville, Georgia.

A bill to alter and change the county line between DeKalb and Henry.

A bill to repeal a portion of 8th section of an act to provide for the education of the children of this State between certain ages, and for other purposes, so far as relates to the county of Emanuel.

A bill to be entitled an act to change the line between the counties of Laurens and Johnson.

A bill to be entitled an act to incorporate a corps of Infantry in the town of Jonesboro, in the county of Clayton, to be known as the Clayton Volunteers, and to confer certain privileges on the same.

A bill to be entitled an act to alter and amend the law of decent in cases of persons who are illegitimate, or born out of lawful wedlock dying intestate.

A bill to be entitled an act to explain the 10th section of the 10th division of the Penal Code of this State.

A bill to be entitled an act to require the several treasurers of the several school districts of the county of Lumpkin, to return the unexpended balance of the school funds now in their hands, to the Ordinary of said county, and for other purposes therein named.

A bill to be entitled an act to provide compensation for the Petit Jurors in Mitchell, and for other purposes.

A bill to be entitled an act to alter and amend the first section of the third article of the constitution, as to the place or places of the sitting of the Supreme Court of this State.

A bill to be entitled an act to repeal an act entitled an act to consolidate the the office of Clerk of the Superior and Inferior Courts, of the county of Haralson. Assented to December 22nd, 1857.

A bill to be entitled an act to change the line between the counties of Elbert and Madison, and for other purposes.

A bill to be entitled an act for the relief of James Brooks and John H. Jones, of Randolph county—of Jordan Flanders, of the county of Emanuel—of John M. Brack, of the county of Dougherty—of Benjamin Chapman, of Clayton county, and of Noah Godfrey of Muscogee county.

A bill to be entitled an act to change the lines of Butts and Henry counties.

A bill to further regulate retail of spirituous liquors.

A bill amendatory of the act of 1857, entitled an act to provide against the forfeiture of the several Bank Charters in this State, on account of non-specie payment for a given time, and for other purposes, and declaratory of the true meaning of certain sections of the same.

A bill to repeal an act entitled an act to consolidate the offices of Clerk of the Superior and Inferior Court of the county of Haralson; assented to December 22d, 1857, and for other purposes.

A bill to change the line between the counties of Elbert and Madison, and for other purposes.

A bill to correct and perfect the plat and grant to lot of land No. 142, in the 4th District of originally Appling now Pierce county, so as to change the title to William, instead of Abraham Osteem.

A bill facilitating mining operations for gold, and for other purposes, in the county of White.

A bill to amend the act to organize a Volunteer Battalion in the city of Savannah, to be called Independent Vol-

unteer Battallion of Savannah. Assented to January 20th, 1852.

A bill to amend an act for the better protection and security of Orphans and their estates. Approved February 18th, 1799.

A bill to authorize the Inferior Court of Haralson county to levy an extra tax.

A bill to authorize Stephen Ellis, an old man of the county of Gwinnett as an itinerant trader to vend any goods, wares, &c., within the county of Gwinnett, without paying license for the same.

A bill to pay the Sheriffs of the several counties of this State for certain services, and for other purposes.

A bill to require certain officers in Emanuel county to be kept at the county site, and for other purposes.

A bill to amend the several acts incorporating the town of Cartersville, in Cass county, so far as to exclude the residence of James Milner, out of the corporate limits of said town.

The House adjourned until 9½ o'clock, A. M. to-morrow.

WEDNESDAY, DECEMBER 14th, 1859.

The House met pursuant to adjournment.

On motion of Mr. Tatum of Dade, so much of the Journal of yesterday as relates to the action of the House in sustaining the veto of the Governor on the Bill for the pardon of Thomas C. Whitworth of the county of Chattooga, now under the sentence of death for the crime of murder, was reconsidered.

On motion of Mr. McDonald of Murray so much of the Journal of yesterday was reconsidered as relates to the rejection of the Bill to provide for the relief of John A. Jones and Jackson Vaughn of the county of Milton.

On motion of Mr. Lester of Cobb, so much of the Journal of yesterday was reconsidered as relates to the adoption of the resolution relative to the time allotted the Recording Clerks to bring up the unfinished business of the present session.

Leave of absence was granted to Mr. Henderson of Henry after Thursday next, on account of the indisposition, and to Messrs. Daniel of Jackson, Eberhart, and Howell of Milton after Thursday next on special business.

The House took up the report of the committee on the bill of the Senate for the pardon of John Funday of the

county of Gwinnett now under sentence of death for the crime of murder.

The report was agreed to, the bill was read the third time and on the question of its passage the yeas and nays being recorded.

There are yeas 67, there are nays 37.

Those who voted in the affirmative are Messrs.

Allen,	Grovensteine,	Morris,
Anderson,	Hardin,	Nobles,
Barksdale,	Hartridge,	Patton,
Bivins,	Henderson of	Pilcher,
Brantley,	Worth,	Prescott,
Cason,	Herrington,	Price,
Clark of Elbert,	Hockenhull,	Ragsdale,
Colwell,	Hogans,	Render,
Coleman,	Holden,	Richards,
Cullens	Holmes,	Smith of Bryan,
Daniel,	Hopkins,	Smith of Coffee,
Delouy,	Horsley,	Solomons,
Dixon,	Joyner,	Sprayberry,
Eberhart,	Key,	Sweat,
Ector,	Knowles,	Tapley,
Fain of Gordon,	Knox,	Tatum,
Fannin of Troup,	Lewis of Hancock,	Taylor,
Finney,	Lester,	Turner,
Fortner,	Lofton,	Underwood,
Gibson of Rich-	Lumsden,	Walton
moud,	Mays	Wicker,
Gibson of Warren,	McComb,	Young,
Goodman,	McDonald of Lump-	
Greene of Cobb,	kin,	

Those who voted in the negative are Messrs :

Baugh,	Harper of Henry,	Mitchell,
Brinson,	Heath,	Mullens,
Brown of Sumter,	Hurst,	Perry,
Broyles,	Hutchins,	Rozier,
Bruton of Forsyth,	Jones of Rabun,	Scott.
Brewton of Tatt-	Kelly,	Simms,
naid,	Lewis of Greene,	Sockwell,
Conley,	McCrairy,	Thrasher,
Cook,	McDonald of Mur-	Vaughn,
Fain of Gilmer,	ray,	Whittle.
Fain of Union,	McEver	Williams of Musco-
Fannin of Morgan,	McLendon,	gee,
Fleming,	McWhorter,	Worley,
Harkness,		

So the bill was passed.

Mr. Tatum of Dade offered a resolution which was adopted, requiring the bill for the pardon of Thomas C. Whitworth to be placed on file in the office of Secretary of State and that the Secretary of State do furnish on the application of any person a certified copy thereof, with the seal of his office attached.

Mr. Lumpkin, from the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives :

An act to prohibit the post mortem manumission of slaves.

The following message was received from the Senate by Mr. West, their Secretary, to-wit:

Mr. Speaker : The Senate have passed the following bills of the House of Representatives, to wit :

A bill to be entitled an act to incorporate the Eatonton and Madison Rail Road. Also,

A bill to be entitled an act to repeal and act amendatory of the 10th Section of the 10th Division of the Penal Code of Georgia, and for other purposes. Also,

A Bill to be entitled an act to authorize the Judges of the of the Superior Courts of this State to allow special and petit jurors, refreshments in certain cases therein named and for other purposes. Also,

A bill to be entitled an act to abolish the public execution of criminals condemned to death by the laws of Georgia, upon certain conditions therein mentioned, and to provide for their execution in private. Also,

A bill to be entitled an act to allow and make compensation to the Reporter of the Supreme Court, for certain volumes of the decisions of said Court furnished by him, under the provisions of the act of 1845. Also,

A bill to be entitled an act to prohibit the post mortem manumission of slaves. Also,

A bill to be entitled an act to require securities, and endorsers, when they give notice, to do so in writing. Also,

A bill to be entitled an act for the relief of John W. Cardwell of the county of Morgan, and Tomlinson Fort, of the county of Baldwin, and for other purposes. Also,

A bill to be entitled an act to incorporate a Volunteer Cavalry Company in the county of Floyd, known as the Floyd Cavalry, and for other purposes. Also,

A bill to be entitled an act for the relief of Arthur Haire of the county of Cass. Also,

A bill to be entitled an act to change the lines between the counties of Appling and Coffee, so as to add Benjamin Thomas, of the county of Coffee, to the county of Appling. Also,

A bill to be entitled an act to amend the Road Laws of this State, approved the 19th day of December, 1818, and to punish persons for violating the same. Also,

A bill to be entitled an act to appropriate money to defray the expenses of the Pupils of Georgia Academy for the Blind : and to provide furniture, apparatus, and books for said academy. Also,

A bill to be entitled an act to protect the possession of lands of actual residents of the county of Charlton, and for other purposes. Also,

A bill to be entitled an act to incorporate the Hancock Van Guard, an Infantry Company in the county of Hancock and also the Hancock Troop of Cavalry of said county, and to incorporate the Jackson Rifles, and for other purposes. Also,

A bill to be entitled an act to authorize the Inferior Court of the county of Tattnall, to levy an extra tax for county purposes. Also,

A bill to be entitled an act to amend an act to incorporate the town of Camilla, in the county of Mitchell, approved March 3rd, 1856. Also,

A bill to be entitled an act to incorporate the Georgia Hussars, a volunteer Military Corps of Savannah. Also,

A bill to be entitled an act to change the line between the counties of Coweta and Heard, and to add lot of land number 84 in the fifth district of originally Henry, now Fayette county, to the county of Clayton. Also,

A bill to be entitled an act to make Justices of the Peace in the several Militia Districts in the county of Jasper, ex-officio Road and Patrol Commissioners. Also,

A bill to be entitled an act to amend the Judiciary act of this State, approved the 16th day of February 1799, as to require the several Clerks of the Superior, Inferior, and corporation courts of the county of Richmond in this State, to enter all appeals of causes tried in any of said Courts in a separate Book, to be provided for that purpose. Also,

A bill to be entitled an act to incorporate the town of Blackshear, in Pierce county, to confer upon the citizens of said town the privilege of electing Town Commissioners, with certain powers therein enumerated, and for other purposes. Also,

A bill to be entitled an act to incorporate the town of Quitman in Brooks county, and to confer upon the citizens of said town the privilege of electing Town Commissioners with certain powers therein enumerated, and for other purposes therein specified. Also,

A bill to be entitled an act to attach lots of land number 54 and 55 in the seventh district of Randolph county to the county of Clay. Also,

A bill to be entitled an act to reduce the work on Roads in the county of Wilcox. Also,

A bill to be entitled an act to prescribe the duty of the Judge of the Superior Court of the county of Stewart, in relation to Petit Jurors of said Court, and for other purposes. Also,

A bill to be entitled an act to add a part of Montgomery county to Laurens county. Also,

A bill to be entitled an act authorizing the Inferior Court of Schley county to levy an extra tax for county purposes. Also,

A bill to be entitled an act to regulate the fees of Jurors in Justices Courts in the counties of Catoosa and Dade.— Also,

A bill to be entitled an act to incorporate the Jackson Artillery of the city of Macon, and to authorize the Governor to furnish them with suitable arms and accoutrements, and to grant certain immunities and privileges to the members of the same. Also,

A bill to be entitled an act to authorize Samuel Irvin of the county of Clayton to practice medicine upon the Hydrophatic system, and to charge for the same. Also,

A bill to be entitled an act to reduce the Sheriffs bond of the county of Milton. Also,

A bill to be entitled an act to incorporate Spring Vale Institute located in Randolph county, Georgia. Also,

A bill to be entitled an act to authorize the Mayor of the city of St. Mary's to hold special courts for summary trials of any dispute or difference between any ship-master, owner, consignee, or super-cargo of any vessel, article seaman, or other person in the corporate limits of said city. Also,

A bill to be entitled an act to charter the Port Royal Rail Road company. Also,

A bill to be entitled an act for the relief of James M. Jones of the county of Bibb, Executor of the last will and testament of James S. Beall late of Dooly county, deceased, and for other purposes therein mentioned. Also,

A bill to be entitled an act for the relief of Richard Myrick of Pike county.

The Senate have passed the following bills of the House of Representatives with amendments in which they ask the concurrence of the House :

A bill to be entitled an act to confer certain powers upon the Judge of the city court of Savannah, and for other purposes therein mentioned. Also,

A bill to be entitled an act to change the times of holding the Inferior Courts of the counties of Webster and Dade, and to change the times of holding the Superior Courts of the counties of Richmond and Glynn. Also,

A bill to be entitled an act to alter and change the county line between the counties of Glasscock and Warren, and to change the residence of Richard H. Clark from the the county of Glasscock to the county of Warren, and to take certain lots of land therein named, from the county of Macon, and to add them to the county of Taylor, and for other purposes. Also,

A bill to be entitled an act to amend the several acts of the General Assembly relating to the Savannah and Albany Railroad company, and the Savannah Albany and Gulf Railroad company, and to authorize the said company to construct branch Roads to the boundary line between Georgia and Florida.

Also, a bill to be entitled an act to incorporate a Mining company in Carroll county, and in other counties in the State of Georgia. Also,

A bill to be entitled an act to amend the charter of the town of Washington in Wilkes county. Also,

A bill to be entitled an act to prescribe the time of holding elections for members of the Senate in the Congress of the United States from the State of Georgia. Also,

A bill to be entitled an act to empower ex-Judges of the Superior Courts to sign bills of exceptions in certain cases. Also,

A bill to be entitled an act to change the time for holding the elections for county officers in this State.

Also, a bill to be entitled an act to appropriate money for the support of Government, for the political year 1860, and to make certain special appropriations, and for other purposes therein named.

The Senate have also agreed to a Resolution in which they authorize the Governor, to appoint a Commissioner to go to Europe, and act in concert with the Commission appointed by the Cotton Planters Convention of the State of Georgia, in which they ask the concurrence of the House.

The House took up the report of the committee on the bill of the Senate, to extend the civil jurisdiction of the Justices of the Peace, in that part of the county of Chatham, embraced within the city of Savannah.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the reconsidered bill of the Senate, for the relief of John Farmer and William Stott, securities on the appearance bond of Newton Freeman, of the county of Gilmer.

The report was agreed to, the bill was read the third time and passed.

The House took up the Report of the committee on the bill of the Senate, to repeal the 2d section of an act entitled

an act to incorporate a Bank in the city of Atlanta, to be called the Bank of Fulton. and for other purposes therein named.

The report was agreed to, the bill was read the third time and passed.

The bill of the Senate to authorize the arrest and rendition of persons committing offences against the criminal laws of any of the States, adjacent to the State of Georgia, and who may take refuge within the limits of the State of Georgia, upon certain conditions therein named, and

A bill to change the line between the counties of Colquitt and Thomas, and other counties therein mentioned, were indefinitely postponed.

The House took up the report of the Committee on the bill of the Senate, to amend an act in reference to granting divorces, approved Dec. 5th, 1806.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, to declare the true intent and meaning of the 20th section of an act entitled an to carry into effect the amended Constitution in reference to Ordinaries of said State, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, for the relief of William S. Rackley and Eliza A. Rackley, formerly Eliza A. Brazwell of the county of Decatur, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to require the Ordinary of Worth county pay Isaac R. Porter's accounts against said county for tuition of poor children in said county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to amend an act to incorporate the Georgia and Alabama Railroad Company, and to grant certain privileges and powers to the same, and for other purposes, approved Feb. 18th, 1854.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to incorporate the Pulaski Insurance Company of Hawkinsville Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the

bill of the Senate, to declare the meaning and intention of an act amendatory of an act to exempt from levy and sale under execution, certain property therein mentioned, assented to, Dec. 22d, 1857.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, to authorize the Ordinary of DeKalb county, to pay arrearages due J. F. Buchanan (a teacher of poor children in said county,) for the year 1853.

The same was amended.

The report as amended was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, to define and enlarge the duties of Treasurers of the several counties of this State.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to alter the tax laws of this State.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to alter and amend the laws now existing in relation to the Supreme Court.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill of the Senate, to amend and interpret an act, approved March 5th, 1856, relative to the payment of accounts of teachers of poor children.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed,

The House took up the report of the committee on the bill of the Senate, to consolidate the Offices of Clerk of the Superior and Inferior Courts of the county of Chattooga.

The report was agreed to, the bill was read the third time and passed.

Mr. Lumpkin from the committee on enrollment reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives :

An act to reduce the Sheriffs bond in the county of Milton.

Also, an act to reduce the work on roads in the county of Wilcox.

Also, an act for the relief of Arthur Haire, of the county of Cass.

Also, an act to amend an act to incorporate the town of Canilla in the county of Mitchell, approved March 3d, 1856.

The following message was received from the Senate by Mr. West, their Secretary :

Mr. Speaker :—The Senate have passed a bill of the House of Representatives, to be entitled an act to provide for the bi-ennial election of the Principal Teacher of the Georgia Institution for the Deaf and Dumb, and for other purposes.

Mr. Lumpkin from the Committee on Enrollment reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives,

An act to attach lots of land No. fifty-four and fifty-five, in the seventh district of Randolph county to the county of Clay.

Also, an act to appropriate money to defray the expenses of the Georgia Academy for the Blind, and to provide furniture, apparatus and books for said Academy.

Also, an act to authorize Samnel Irwin of the county of Clayton, to practice Medicine on the Hydropathic system, and to charge for the same.

Also, an act to add a part of Montgomery county to Laurens county.

Mr. Lumpkin from the committee on Enrollment reports as duly enrolled, signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives,

An act to amend an act prescribing the manner in which the names of persons may be changed, and persons born illegitimate may be made legitimate and to carry into effect the provision of the Constitution on this subject, also prescribe the manner in which children may be adopted, approved March 5th, 1856, so as to extend the provisions of the same to grown persons as well.

Also, an act to abolish *Senatus Academicus*, and for other purposes.

Also, an act to amend an act entitled an act to carry into effect the sixth section of the 4th article of the Constitution, and for other purposes.

Also, an act to authorize the Governor of this State to grant certain privileges to the Dalton and Gadsden Railroad Company.

Also, an act for the distribution of the Estate of Coleman S. Pringle, and for other purposes.

Also, an act to incorporate the Augusta, Petersburg and

Savannah River Steam and Pole Boat Navigation Company of North Eastern Georgia.

Also, an act to incorporate the Chestatee River and Town Creek Hydraulic Hose Mining Company, and for other purposes

The House took up the report of the committee on the bill of the Senate, to confer certain privileges on Charles Green.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to repeal an act to consolidate the Office of Tax Collector and Receiver of Tax Returns for the county of Harralson, assented to, 11th Dec., 1858.

The report was agreed to, the bill was read the third time and passed.

The following Message was received from the Senate by Mr. West, their Secretary :

Mr. Speaker :—The Senate have passed

An act for the relief of Mary Frances Newnor of the county of Bibb, and for other purposes, by a Constitutional majority over the veto of His Excellency the Governor, by a vote of 81 yeas to 6 nays.

The following message was received from His Excellency the Governor, by Mr. Campbell, his Secretary.

Mr. Speaker :—I am directed by His Excellency the Governor to return to this branch of the General Assembly in which it originated :

A bill for the relief of Reuben Cloud of Decatur county, also for the relief of Mrs. Nancy Waddail, of the county of Fulton, accompanied by a communication in writing relating thereto.

The House took up the report of the committee on the bill of the Senate, for the relief of James Karr, Robert Orr, and Elias Payne, of the county of Forsyth.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to amend an act entitled an act to incorporate the Indian Spring Railroad Company, approved Jan. 22d, 1852.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to give Commissioners appointed by the

Inferior Court of Calhoun county to examine teachers, the power to decide upon their qualifications.

The report was agreed to, the bill was read the second time and passed.

The House took up the Senate amendments to the general appropriation bill, and concurred in each of the same, except the one reducing the compensation of the commissioners engaged in codifying the laws of this State.

Mr. Lumpkin from the committee on enrollment reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives,

An act to provide for the bi-ennial election of the Principal Teacher of the Georgia Institution for the Deaf and Dumb, and for other purposes.

The House took up the Senate amendments to the following bills of the House and concurred in the same, to-wit:

A bill to incorporate a Mining Company in Carroll county, and in other counties in the State of Georgia.

A bill to confer certain powers upon the Judge of the city Court of Savannah, and for other purposes therein mentioned.

A bill to change the time of holding the election for county officers in this State, and for other purposes.

A bill to alter and change the county line between the counties of Glascock and Warren, and to change the residence of Richard H. Clarke from the county of Glascock to the county of Warren, and to take certain lots of land therein named, from the county of Macon and add them to the county of Taylor, and for other purposes.

A bill to empower Ex-Judges of the Superior Court to sign bills of exceptions in certain cases.

A bill to amend the charter of the town of Washington in Wilkes county.

A bill to prescribe the time of holding elections for members of the Senate in the Congress of the United States from the State of Georgia.

A bill to amend the several acts of the General Assembly relating to the Savannah and Albany Railroad Company, and the Savannah Albany and Gulf Railroad Company, and to authorize the said Company to construct branch roads to the boundary line between Georgia and Florida.

A bill to change the times of holding the Inferior Courts of the counties of Walker and Dade, and to change the times of holding the Superior Courts of the counties of Richmond and Glynn.

The following Message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker:—The Senate have receded from their amendment to a bill of the House of Representatives, to be entitled an act to appropriate money for the support of government for the political year 1860, and to make certain special appropriations, and for other purposes, in which the House refused to concur.

The House adjourned until 3½ o'clock, P. M.

3½ O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Harden, of Cass offered the following Resolution, which was taken up, read and agreed to, to-wit:

Resolved, That the Speaker appoint a Committee of five, whose duty it shall be to bring up the unfinished business of the Session, and that the Committee allow them in their accounts five days for this purpose.

The House took up the report of the Committee on the bill of the Senate to authorize the Justices of the Inferior Court of Coffee county, to levy an extra tax of fifty per cent for the purpose of paying for their Jail, and for other purposes.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to amend an act entitled an act to provide for the education of the children of this State, &c., so far as relates to the county of Fannin.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to alter and amend an act entitled an act to regulate the granting of retail license, and sale of spiritous liquors; assented to the 29th December, 1858, so far as relates to the city of Americus.

The same was postponed indefinitely,

The House took up the report of the Committee on the bill of the Senate to incorporate the First Presbyterian Church of the city of Columbus, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to legalize the adjournment of Quitman Superior Court.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to provide for the citizens of Decatur county crossing Flint River at or near Bainbridge free of of Ferriage.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to compel Justices of the Peace in the county of Rabun, to give bond and security, and for other purposes.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Atlanta Mutual Insurance and Stock Company.

The report was agreed to, the bill was read the third time and passed.

The following resolutions of the Senate were taken up, read and concurred in, to-wit:

A Resolution relative to the appointment of a committee to examine and report in regard to the State University.

A Resolution extending the time for codifying the laws of Georgia, and for other purposes in connection therewith.

A Resolution requesting his Excellency, the Governor, to furnish the usual law books to all the newly created counties and Militia Districts of this State.

A resolution relative to the appointment by the Governor of some fit and proper person to adjust and file and index the State papers in the capitol, &c.

The House took up the Senate Resolution relative to the appointment of a commission to visit Europe, and took into consideration the best means of establishing direct commercial intercourse between that continent and the cotton planting States of this Union.

The same was amended.

And upon the question of concurring in the same the yeas and nays were required to be recorded.

There are yeas 82. There are nays 25.

Those who voted in the affirmative are Messrs.

Allan,	Holden,	Parks,
Anderson,	Hopkins,	Perry,
Barksdale,	Horsley,	Pilcher,
Bivins,	Howell of Milton,	Prescott,
Brantley,	Hurst,	Render,
Brinson,	Hutchins,	Richards,
Brown of Sumter,	Joyner,	Rozier,
Bruton of Forsyth,	Jones of Rabun	Scott,
Cason,	Key,	Selman,
Causey,	Knowles	Settle,
Clark of Elbert,	Lewis of Creene,	Sims,
Cock,	Lewis of Hancock,	Smith of Twiggs,
Colvard,	Lester,	Solomons,
Coleman,	Lofton,	Sprayberry,
Conley,	Lumsden,	Sweat,
Cook,	Mays,	Tatum,
Cullens,	McCants,	Taylor,
Delony,	McComb,	Thrasher,
Eberhart,	McCrairy,	Turner,
Ector,	McDonald of Lum-	Underwood,
Fannin of Morgan,	kin,	Vanover,
Fannin of Troup,	McDonald of Mur-	Vaughn,
Fleming,	ray,	Walton,
Green of Cobb,	McEver	Wicker,
Harkness,	McWhorter,	Williams of Musco-
Harper of Henry,	Mitchell,	gee.
Hartridge,	Morris,	Wilson,
Henderson of New-	Mullins,	Worley,
ton,	Norwood,	

Those who voted in the Negative are Messrs.

Baugh,	Henderson of W'rth,	Patton,
Blakey,	Hicks,	Price,
Brewton of Tatnall,	Hogans	Ragsdale,
Daniel,	Holmes,	Smith of Bryan,
Dixon,	Keeling,	Sockwell,
Fain of Gilmer,	Kelly,	West
Gibson of Rich-	Knox,	Whittle,
mound,	McLendon,	Young,
Goodman,	Nobles,	

So the same as amended was concurred in.

The committee appointed by the Speaker to bring up the unfinished business of the present Session are Messrs. Harden, Sprayberry, Tapley, McComb, and Fortner.

The House resolution authorizing the Governor to pur-

chase certain books for the use of State House officers and the counties of this State, was postponed indefinitely.

Mr. Lumpkin, from the committee on enrolment reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives.

An act to add an additional section to an act to appoint the persons therein named Commissioners of the town of Preston, &c., assented to December 22d, 1857

An act to repeal all laws regulating head rights so far as relates to Franklin county.

Also, an act to authorize the Ordinary of Pike county, to pay Teachers of poor children for the year 1858, and for other purposes.

Also, an act to alter and change the common school laws so far as relates to Walker county.

Also, an act to alter and change the lines between Worth and Colquitt.

Also, an act for the purpose of attaching a strip of unsurveyed land, lying between the fourth and sixth districts of originally Early county, to the county of Early, &c.

Also, an act to prevent delay in the trial of cases in the Courts of this State, in consequence of the death of the parties, to be made under certain circumstances.

Also, an act to legalize the purchase of a tract of land made by Mrs. Clementina J. Billingslea, administratrix of James F. Billingslea, deceased, of the county of Greene.

Also, an act to change the time of holding the Superior and Inferior Court of Gordon county.

Also, an act for the relief of Susan S. B. Godwine, of Bibb county, and William P. Freel, of the county of Troup.

Also, an act for the relief of Luke Paget, his heirs and Representatives.

Also, an act to prescribe and define the qualifications of certain persons in Early county for the office of Ordinary, and to remove certain disabilities under existing laws, and for other purposes.

Also, an act to incorporate the Savannah Loan Association.

Also, an act to give to the Inferior Courts of the different counties of this State power to appoint some fit and proper person to receive and receipt for the amount of money their respective counties may be entitled under an act to provide for the education of children in this State, &c.

Also, an act to repeal the second section of an act entitled an act to provide for the education of the children of this State between certain ages, and to provide an annual sinking fund for the extinguishment of the public debt, so

far as the county of Echols is concerned, and for other purposes.

Also, an act to regulate the sale and use of spirituous liquors and intoxicating drinks within the corporate limits of the town of Elberton.

Also, an act to amend an act entitled an act to lay out and form a new county out of the counties of Marion and Sumter, and to organize the same. Assented to December 22d, 1857. Also, to change the county lines.

Also, an act to incorporate the Hebrew congregation of the city of Macon.

Also an act to amend an act entitled an act to incorporate the town of Dalton, under the name and style of the city of Dalton, and for other purposes. Approved Dec. 25th, 1853.

Also, an act to require the Ordinary of the county of Worth, to pay John Everett's account for teaching poor children of said county in the year 1857 and 1858. and to authorize the Ordinaries of the several counties of this State, to pay amounts due Teachers of poor children in their respective counties.

Also, an act to authorize the Justices of the Inferior Court of Lumpkin county, or a majority of them to levy an extra tax for the purpose of repairing the Court House.

Also, an act to authorize the county of Thomas to aid in the construction of the South Georgia and Florida Rail Road.

Also, an act to pardon John Fundy, of the county of Gwinnett, now under the sentence of death for the crime of murder.

Also, an act authorizing the Inferior Court of Hancock county, to compel the hands subject to road duty in any one district in said county to perform road duty in any adjoining district.

Also, an act amendatory of an act providing for the education of the children of this State between certain ages. and provide an annual sinking fund for the extinguishment of the public debt. Assented to December 11th, 1858, so far as the same relates to Hall county.

Also, an act to incorporate the Furlow Female College, in the city of Americus, and incorporate Trustees for the same.

Also, an act to change the line between the counties of Whitfield and Catoosa, and for other purposes.

Also, an act to amend an act entitled an act to incorporate the Georgia Whitepath Gold and Copper Company. Approved Feb. 18th, 1857

Also, an act to revive and put in force the 3d and 4th sections of an act to incorporate the town of Lumpkin, in Stewart county. Approved January 17th, 1850. to add an

additional section thereto, and to amend the charter of the city of Dalton.

Also, an act to authorize the Ordinary of Butts county to pay Matthew J. Gibson for teaching poor children in said county, and for other purposes.

The House took up the report of the committee on the bill of the Senate, for the relief of John A. Jones and Jackson Vaughn, of the county of Milton.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize the Inferior Court of Haralson county to levy an extra tax.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to change the county line between the counties of DeKalb and Henry.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to change the line between the counties of Elbert and Madison, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the lines between the counties of Butts and Henry.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to correct and perfect the plat and grant to lot of land No. 142, 4th district of originally Appling, now Pierce county, so far as to change the title to William instead of Abraham Osteen.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, to require certain officers in Emanuel county to be kept at the county site, and for other purposes.

The report was agreed to, and the bill read a third time and passed.

The House took up the report of the committee on the bill of the Senate, to authorize Stephen Ellis of the county of Gwinnett to peddle, &c.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the committee on the

bill of the Senate, to amend an act facilitating Mining operations in White county, &c.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, to incorporate the Alabama Planters Steam Boat Company, and the Oostananla Steamboat Company, and to grant certain Companies certain powers therein specified.

The report was agreed to, the Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, to amend an act organizing a Volunteer Battallion in the city of Savannah, to be called "The Independent Volunteer Battallion of Savannah."

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate, to amend the several acts incorporating the town of Cartersville in Cass county, &c.

The report was agreed to, the bill was read the third time and passed.

The bill to pay the Sheriffs of the several counties of this State for certain services, and for other purposes, and

A bill for the relief of James Brooks, and John H. Jones of Randolph county and others, were indefinitely postponed.

The following Resolutions of the House were taken up, read and agreed to, to-wit :

Resolved, by the Senate and House of Representatives, in General Assembly met, That our Senators and Representatives in Congress from this State be and they are hereby requested to use their exertions to have the Stage line from Cumming to Dahlonega so changed as to run by and through the town of Dawsonville, in Dawson County of this State.

Also a resolution recommending members of this State in Congress to endeavor to have established a triweekly mail route from Albany in Dougherty county, via Moultrie, Tallocas and Okilfilco to Quitman in Brooks county, and requesting his Excellency the Governor to forward copies of the foregoing to our Senators and Representatives in Congress.

Mail Route Resolutions of the House and Senate agreed to :

Also a resolution for the establishment of a mail route from Hawkinsville to Irwinville, via Abbeyville in Wilcox county.

Also to establish a two horse hack line from Ellijay, Jasper, Pickens county, to Ball Ground, thence to Canton, Cherokee county.

Also, to establish a weekly one horse mail line from Spring Place, to a place known as the Ball Ground.

Also a Resolution to establish a tri-weekly mail between Thomaston, Upson county, and Butler in Taylor county, and a tri-weekly mail from Thomaston, Lincolnton, via Raysville.

Also, a resolution to establish a tri-weekly mail route from Harmony Grove, Jackson county, by way of Phi Delta, Bushville, and county site of Banks, Webbs Creek and Hollingsworth to Clarkesville, Habersham county.

Also a resolution to establish a tri-weekly mail route from Dublin to Taylorsville in Laurens county.

Also a resolution to reestablish a weekly mail route from Blackshear Pierce county via Strickland, Baggly's Store to Douglass in Coffee county.

Also a resolution to establish the following mail routes, to wit: from Little York to Dublin, from Little York to Boxville, from Boxville to Sugar Creek, and from Seward via Mount Vernon to Battle Ground.

Also a resolution to have changed the mail routes through Worth, Irwin, Wilcox, changed from what they are to what they were before the letting of contracts in 1859.

Also a resolution to establish a daily mail from Waresboro to Ibonville on the Atlantic and Gulf Rail Road Ware county, to be carried in two horse hack, and to have the mail route from Waresboro Ware county, to Holmesville Appling county re-established.

Also a resolution to have the mail service which has lately been discontinued in Georgia, put it operation again by the Post Master General.

Miscellaneous resolutions read and agreed to, to wit :

A Resolution to pension the surviving soldiers of 1812 & 1813.

A Resolution providing for the distribution of Acts and Journals of the present Legislature to the members thereof.

A resolution in reference to the pensioning the surviving soldiers of 1812.

A resolution to furnish the county of Clayton with the acts and Statutes of this State.

A resolution authorizing the Superintendent of the W & A. Railroad to retain three hundred dollars to defray expenses incident to the discharge of duties.

A resolution to furnish the Clerk of Superior Court in Dade county the eight first volumes of Supreme Court Reports.

A resolution to establish a mail route from Warrenton to Fenn's Bridge via Gibson in Glascock county, and a

tri-weekly route from Dahlongega via Cleveland to Clarksville.

A resolution authorizing the Governor to purchase for the use of the State, 300 copies of Mr. Jas. R. Butts new map, was indefinitely postponed.

The following House Resolution was taken up read and agreed to, to-wit:

Whereas, it has been customry from time immemorial with all civil and enlightened nations to honor the memory of their illustrious and noble dead and emblazon their deeds in marble or brass for coming posterity, it is therefore but right and proper for us as Georgians, and the dictates of patriotism, and a grateful people demand that the life, memory and character of the illustrious founders of our great and growing state should be rescued from the darkening shade of obliion; therefore be it

Resolved, That the Governor be authorized and requested to have erected in the capitol yard a handsome, elegant and appropriate marble monnment to the memory of the illustrious founder of our State, *Gen. James Oglethorpe*, who combined in his life and character the great and noble qualities of a soldier, scholar, statesman, philanthropist and christian.

The House adjourned until 7 o'clock, P. M.

SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment,

And postponed indefinitely the bill to repeal an act entitled an act to consolidate the office of Clerk of the Superior and Inferior Courts of the county of Haralson, assented to Dec. 22d, 1857, and other purposes.

The following message was received from His Excellency the Governor, by Mr. Campbell, his Secretary, to wit:

Mr. Speaker:—The Governor has signed the following acts, to wit:

An act to reduce the Sheriffs bond of the county of Milton.

An act to add a part of Montgomery county, to the county of Laurens.

An act to amend an act, to incorporate the town of Camilla in the county of Mitchell, approved March 3d, 1856.

An act to attach lots of land, number fifty-four and fifty

five, in the seventh District of Randolph county, to the county of Clay.

An act to reduce the work on roads in the county of Wilcox.

The House took up the report of the committee on the bill of the Senate to repeal the 5th section of an act, approved Dec. 11th, 1858, entitled an act to provide for the education of the children of this State, &c., so far as the same relates to the county of Emanuel.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to provide compensation for the Petit Jurors of Mitchell county, and for other purposes.

The House took up the report of the committee on the bill of the Senate to require the several Treasurers of the school districts of the county of Lumpkin, to return the unexpended balances of the school funds now in their hands to the Ordinary of said county, and for other purposee therein named.

The same was amended.

The report, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to change the time of holding the Inferior Courts of Emanuel county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the line between the counties of Dougherty and Worth.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to provide compensation to Coroners for burying insolvent persons.

The report was agreed to, the bill was read the third time and passed.

Mr. Lumpkin, from the committee on enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives,

An act to make Justices of the Peace in the several Militia Districts in the county of Jasper, ex-officio road and patrol commissioners.

Also, an act to incorporate the Eatonton and Madison Railroad.

Also, an act for the relief of John W Cardwell, of the county of Morgan, and Tomlinson Fort, of the county of Baldwin.

Also, an act to repeal an act amendatory of the tenth section of the tenth division of the Penal Code of Georgia.

Also, an act to amend the road laws of this State, approved the nineteenth day of December, 1818, and to punish persons for violating the same.

Also, an act to allow and make compensation to the reporter of the Supreme Court, for certain volumes of the decisions of said court, furnished by him, under the provisions of the act of 1845.

Also, an act for the relief of Richard Myrick of Pike county.

Also, an act to incorporate the Eatonton and Madison Railroad.

Also, an act to authorize the Judges of the Superior courts of this State to allow Special and Petit Jurors such refreshments as the presiding Judge may deem meet and proper, while said Jury may be engaged in the investigation of any cause, and to authorize said Judge to draw his warrant on the county Treasurer of the county where such investigation may be made for the payment of the same and to compel said county Treasurer to pay the same out of any funds on hand.

Also an act, to prescribe the duty of the Judge of the Superior court of the county of Stewart, in relation to Petit Jurors of said court and for other purposes.

Also, an act, to authorize the Inferior Court of the county of Tatnall to levy an extra tax for county purposes upon the recommendation of the Grand Jury of said county.

Also, an act to change the lines between the counties of Appling and Coffee so as to add Benjamin Thomas of the county of Coffee, to the county of Appling.

Also, an act to incorporate the Hancock Van Guards and Infantry company, in the county of Hancock, and also, the Hancock Troops of Cavalry, of said county, and to incorporate the Jackson Rifles, and for other purposes.

Also, an act to amend the Judiciary act of this State, approved the 16th day, of February, 1799, as to require the several Clerks of the Superior, Inferior and Corporation Courts of the county of Richmond in this State, to enter all appeals of causes tried in any of said courts in separate books to be provided for that purpose.

The following message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker: The Senate have passed the following bills, of the House of Representatives, to wit:

A bill to be entitled an act to amend an act, to regulate toll-bridges, Ferries and Turnpike Roads, approved Dec.

22d, 1848, and to prescribe certain penalties for violation of said act. Also,

A bill to be entitled an act to alter and amend an act pointing out the mode of collecting a certain description of debts therein mentioned, approved Dec. 19th, 1848, and to extend the provisions of the same, so as to embrace corporations, approved Dec. 11th, 1858. Also,

A bill to be entitled an act to prevent the firing of woods between the 1st day of May, and the 1st day of February in each and every year in the counties of Echols and Clinch, and for other purposes. Also,

A bill to be entitled an act to levy a Tax on all goods, peddled in this State, or sales by sample or otherwise by itinerant drummers or other persons, and for other purposes. Also,

A bill to be entitled an act, to incorporate the Gate City Guards of Atlanta, and to grant certain immunities and privileges to the same. Also,

A bill to be entitled an act to alter and amend the second section of an act, approved January, 21st, 1852, and for other purposes therein mentioned. Also,

A bill to be entitled an act to incorporate the towns of Sylvania and Scarboro in the county of Scriven, and to amend the charter of the city of Atlanta.

¶ The Senate have passed the following bills of the House of Representatives, with amendments, in which they ask the concurrence of the House, to wit;

A bill to be entitled an act to incorporate the Owl Town and Coosa Creek Mining Company, and for other purposes therein mentioned. Also,

A bill to be entitled an act to repeal an act entitled an act to regulate the testimony of Attorneys at Law.

The Senate have concurred in the amendments of the House of Representatives to the following bills, to wit:

A bill to be entitled an act, to change the line between the counties of Baker and Early, so as to include lot of land No. 392, in the seventh district of Baker in the county of Early. Also,

A bill to be entitled an act to provide for election of county Treasurer, in the counties of Berrien, Newton, Baker, Forsyth, Hall, Lumpkin, Ware, Mitchell, Fannin, Paulding, Johnson and Marion. Also,

A bill to be entitled an act to authorize the Thomaston and Barnesville Railroad company to construct and extend their Railroad to some point on the Railroad of the Muscogee Railroad company, and to authorize and empower the Muscogee Railroad company, by, and with the consent of

the Thomaston and Barnesville Railroad company first being had thereto, to extend their Railroad from some convenient point on their Railroad to Thomaston in Upson county, and for other purposes herein mentioned. Also,

A bill to be entitled an act to alter, amend and define an act to provide for the education of the children of this State between certain ages, assented to, Dec. 11th, 1858, and for other purposes herein mentioned, so far as relates to the county of Murray. Also,

A bill to be entitled an act to allow the Ordinaries of the counties of Talbot, Newton, Cobb, Columbia and Hart, to pay certain Teachers for teaching poor children in said counties, and for other purposes. Also,

A bill to be entitled an act to compensate the Sheriffs of Jefferson county, for service of subpoenas on Grand and Petit Jurors of said county, and to reduce the Sheriffs bond in the counties of Hancock and McIntosh, and for other purposes. Also,

A bill to be entitled an act to authorize the Ordinary of the counties of Whitfield and Dade, to pay Teachers of poor children for the year 1859.

And have refused to concur in the amendment of the House of Representatives to a bill to be entitled an act to extend the corporate limits of the town of Hamilton, Harris county to create and give additional powers to the corporate authorities of said town.

The House took up the report of the committee on the bill of the Senate to incorporate a corps of Infantry in the town of Jonesboro in the county of Clayton to be known as the Clayton Volunteers, and to confer certain privileges on the same.

The bill was amended.

The amended report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the line between the counties of Laurens and Johnson.

The same was withdrawn.

The bill to further regulate the retail of ardent spirits was indefinitely postponed.

The House took up the Senate amendments to the bill of the House to repeal an act to regulate the testimony of Attornies at Law, and the bill to incorporate the Owl Town and Coosa Creek Mining Company, and for other purposes therein mentioned and concurred in the same.

The House adhered to their amendment of the Senate bill to incorporate the town of Hamilton in the county of Harris.

The House took up the report of the Committee on the

bill of the Senate to explain the 10th section of the 10th Division of the Penal Code of this State.

The same was amended.

The amended report was agreed to. The Bill was read the third time and passed as amended.

The House took up the report of the Committee on the bill of the Senate to alter and amended the law of descents in cases of persons who are illegitimate or born out of lawful wedlock, dying intestate.

The report was agreed to. The Bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to amend an act entitled an act for the better protection and security of Orphans and their estates, approved February 18th, 1799.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to repeal a part of the first section of the third Article of the Constitution of this State and to insert a provision in lieu thereof.

The same was amended.

The amended report was agreed to, the bill was read the third time and on the question of its passage, the yeas and nays were recorded.

There are yeas 76, there are nays 24.

Those who voted in the affirmative are Messrs :

Allan,	Ector,	Lester,
Anderson,	Fannin of Morgan,	Lofton,
Barksdale,	Fannin of Troup,	Lumpkin,
Baugh,	Fleming,	Lumsden,
Blakey,	Gibson of Warren,	Mays,
Brantley,	Green of Cobb,	McCants,
Brinson,	Harper of Henry,	McComb,
Brown of Sumter,	Hartridge,	McCrairy,
Brewton of Forsyth,	Henderson of New-	McDonald of Mur-
Brewton of Tattnal,	ton,	ray,
Cason,	Herrington,	McEver,
Clark of Elbert,	Holden,	McWhorter,
Cock,	Hopkins,	Mitchell,
Colvard,	Hurst,	Morris,
Coleman,	Hutchins,	Norwood,
Cullens,	Joyner,	Patton,
Daniel,	Key,	Perry,
Delony,	Knowles,	Pilcher,
Dixon,	Lewis of Greene,	Prescott,
Eberhart,	Lewis of Hancock,	Render,

Rozier,	Tatum,	West,
Selman,	Taylor,	Wicker,
Settle,	Turner,	Williams of Musco-
Sims,	Underwood,	gee,
Smith of Bryan,	Vaughn,	Wilson
Sockwell,	Walton,	Worley,
Sweat,		

Those who voted in the negative are Messrs.

Bivins,	Holmes,	Parks,
Broyles,	Jones of Rabun,	Price,
Causey,	Keeling,	Ragsdale,
Fain of Gilmer,	Kelly,	Smith of Coffee,
Fain of Union,	McDonald of Lump-	Tapley,
Fortner	kin,	Vanover,
Goodman,	McLendon,	Whittle,
Henderson of Worth	Nobles,	Young,
Hockenhull,		

So bill was passed as amended.

The House took up the report of the committee on the bill of the Senate to alter and amend the first section of third Article of the Constitution as to the place or places of the sitting of the Supreme Court of this State.

The report was agreed to, the bill was read the third time, and upon the question of its passage, the yeas and nays were recorded.

There are yeas 58, there are nays 48.

Those who voted in the affirmative are Messrs.

Anderson,	Hartridge,	Norwood,
Barksdale,	Hicks,	Patton,
Brantley,	Holden,	Pilcher,
Brinson,	Hopkins,	Prescott,
Brown of Sumter,	Howell of Milton,	Render,
Causey,	Hurst,	Rozier,
Clark of Elbert,	Kelly,	Selman,
Colvard,	Key,	Settle,
Coleman,	Knowles,	Sims,
Delony,	Lewis of Greene,	Smith of Bryan,
Dixon,	Lewis of Hancock,	Sweat,
Eberhart,	Lofton,	Thrasher,
Ector,	Lumsden,	Turner,
Fannin of Morgan,	Mays,	Underwood,
Fannin of Troup,	McCants,	Vaughn,
Fleming,	McComb,	Walton,
Harper of Henry,	McCrairy,	Wicker,
Henderson of New-	McWhorter,	Williams of Musco-
ton,	Morris,	gee,
Henderson of	Mullins,	Wilson,
Worth,		

• Those who voted in the negative are Messrs.

Allan,	Goodman,	McLendon,
Baugh,	Green of Cobb,	Mitchell,
Blakey,	Herrington,	Nobles,
Divins,	Hockenhull,	Parks,
Broyles,	Hogans,	Perry,
Bruton of Forsyth,	Holmes,	Price,
Brewton of Tatt-	Hutchins,	Ragsdale,
nall,	Joyner,	Sockwell,
Cason,	Jones of Rabun,	Tapley,
Cullens,	Keeling,	Tatum,
Daniel,	Lester,	Vanover,
Fain of Gilmer,	McDonald of Lump-	West,
Fain of Union,	kin,	Whittle
Fortner,	McDonald of Mur-	Worley,
Gibson of Warren,	ray,	Young,

The bill not having received a vote of two thirds was lost.

The House took up the report of the committee on the bill of the Senate amendatory of the act of 1857, entitled an act to provide against the forfeiture of the several Bank Charters of this State on account of non-specie payments for a given time, and for other purposes therein named, and declaratory of the true meaning of certain sections of the same.

The bill was amended.

The amended report was agreed to, the Bill was read the third time and passed as amended.

The House took up the report on the bill of the House to regulate the Manufactories of this State, and for other purposes.

Mr. Dixon of Muscogee, moved to amend the same by striking out the words "thirty minutes," and inserting in lieu thereof, the words "forty five minutes;" Also by adding the following additional sections, to wit:

Be it further enacted, That whenever any operative or operatives in the manufactories of this State, desire to leave the establishment, where said operative or operatives are laboring, and having left, demand a certificate or certificates of competency and capacity as to the character or characters of said operative or operatives, for performing labor in manufacturing establishments, and the same is denied by by the owners or proprietors of said manufactory, whereby the said operatives are thrown out of employment, or compelled to remain in the manufactory, where he, she or they were employed and from which, he, she or they, demanded said certificate at a less sum for wages than could be obtained from any other manufactory, then, and in that event, said operative or operatives shall have a remedy, to wit:—

said operative or operatives may, by petition as in action for debt in any Justices Court Inferior or Superior Court of the county which has jurisdiction of the territory wherein said manufactory or manufactories is, or are located setting forth the fact or facts of his, her or their case or cases, and upon proof of the same shall have judgment for such damages as the Court or the Court and jury may adjudge, Provided, it shall fully appear to the satisfaction of said Court and Jury, that said operative has borne a good character for honesty, sobriety, industry and capacity, and that said certificate is withheld captiously, and for the injury of said operative.

Any Superintendent of a Factory who fails to allow the operative or operatives, the time for meals allowed in this bill may be indicted as for a misdemeanor, and on conviction thereof shall be fined in a sum not less than ten nor more than twenty five Dollars for each offence.

The amendments were agreed to.

The report as amended, was agreed to, the bill was read the third time and passed.

Mr. Lumpkin from the committee on enrollment reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives,

An act to protect the possessions of lands of actual residents of the county of Charlton.

Also an act to incorporate the Georgia Hussar a Volunteer Military Corps of Savannah.

Also an act authorize the Mayor of the city of St. Marys to hold Special Courts for the summary trial any dispute or difference between any ship master, owner, consignee or supercargo of any vessel, articleed seaman or other person in the corporate limits of said city.

Also, an act to regulate the fees of Jurors in Justices courts in the county of Catoosa and Dade.

Also an act to abolish the public execution of criminals condemned to death by the Laws of Georgia upon certain conditions, and to provide for their execution in private.

Also, an act to incorporate a Volunteer Cavalry company, in the county of Floyd known as the Floyd Cavalry.

Also an act, to change the lines between the counties of Coweta and Heard and to add lot of land number 34, in Fayette county to the county of Clayton.

Also, an act to require securities and endorsers, when they give notice, to do so in writing.

Also an act to authorize the Inferior Court of Schley county to levy an extra tax for county purposes.

Also, an act for the relief of James M. Jones, of the county of Bibb, Executor of the last will and testament of James S. Bealle, late of Dooley county, deceased, and for other purposes therein mentioned.

Also, to act to incorporate the town of Blackshear in Pierce county, and to confer upon the citizens of said town the privilege of electing commissioners, and for other purposes.

The House resumed the consolidation of the bills on the subject of free persons of color in this State, the question recurring upon the Senate bill previously adopted as a substitute.

The report having been agreed to, the yeas and nays were required to be recorded.

There are yeas 50. There are nays 42.

Those who voted in the affirmative are Messrs.

Allen.	Harper of Henry,	McComb,
Anderson,	Hartridge,	McDonald of Lump-
Barksdale,	Henderson of New-	kin,
Bivins,	ton,	Morris,
Brantley,	Henderson of	Mullens,
Brinson,	Worth,	Nobles,
Brown of Carter,	Herrington,	Perry,
Clark of Elbert,	Hogans,	Render,
Cock,	Holden,	Rozier,
Culvard,	Hopkins,	Selman,
Cullens,	Howell of Milton,	Settle,
Delony,	Keeling	Sims,
Dixon,	Key,	Sweat,
Fain of Gimer,	Lewis of Greene,	Thrasher,
Fannin of Morgan,	Lumpkin,	Turner,
Fortner,	Lumsden,	Walton
Goodman,	Mays	Young,
Greene of Cobb,	McCants,	

Those who voted in the negative are Messrs :

Baugh,	Holmes,	Price,
Blakey,	Hurst,	Ragsdale,
Broyles,	Hutchins,	Sockwell,
Bruton of Forsyth,	Joyner,	Tapley,
Brewton of Tatt-	Jones of Rabun,	Tatum,
nall,	Kelly,	Underwood,
Causey,	Lester,	Vanover,
Coleman,	McDonald of Mur-	Vaughn,
Daniel,	ray,	West,
Eberhart,	McEver	Whittle.
Fain of Union,	McLendon,	Wicker,
Fannin of Troup,	McWhorter,	Williams of Musco-
Fleming,	Mitchell,	gee,
Gibson of Warren,	Parks,	Wilson,
Hockenbulla,	Pilcher,	Worley,

So the bill was passed.

Leave of absence was granted Messrs. Coleman and Wilson of Columbia, after Thursday next on special business, and to Mr. Anderson, of Bibb for to-morrow.

The House took up the report of the Committee on the bill of the Senate to prevent the practice of peddling and itinerant trading &c., in this State.

The same was amended.

The previous question was called and seconded, cutting off other amendments.

The main question was then put, to wit: the question of agreeing to the report of the committee as amended.

The report was agreed to.

Upon the question of the passage of the bill the yeas and nays were recorded.

There are yeas 47. There are nays 48.

Those who voted in the affirmative are Messrs.

Anderson,	Holmes,	Render,
Barksdale,	Howell of Milton,	Rozier,
Brinson,	Kelly,	Selman,
Brown of Sumter,	Lewis of Greene,	Settle,
Causey,	Lewis of Hancock,	Sims,
Clark of Elbert,	Lester.	Sweat,
Colyard,	Lumpkin,	Thrasher,
Fannin of Morgan,	Lumsden,	Turner,
Fannin of Troup,	McCants,	Underwood,
Gibson of Warren,	McComb,	Vanover,
Harper of Henry,	McCrairy,	Walton
Henderson of New-	McWhorter,	Whittle
ton,	Mullens,	Wicker,
Herrington,	Norwood,	Williams of Musco-
Hicks,	Patton,	gee,
Holden,	Perry,	Wilson,
	Pilcher,	

Those who voted in the negative are Messrs :

Allan,	Delony,	Henderson of
Baugh,	Dixon,	Worth,
Blakey,	Eberhart,	Hockenhull,
Bivins,	Ector,	Hopkins,
Broyles,	Fain of Gilmer,	Hurst,
Bruton of Forsyth,	Fain of Union,	Hutchins,
Brewton of Tatt-	Fleming,	Joyner,
nall,	Fortner,	Jones of Rabun,
Cock,	Green of Cobb,	Keeling,
Cullens,	Hardin,	McDonald of Lump-
Daniel,	Hartridge,	kin.

McDonald of Mur-	Nobles.	Tapley,
ray,	Parks,	Tatum,
Mays,	Price,	Vaughn,
McEver,	Ragsdale,	West,
McLendon,	Smith of Bryan.	Worley.
Mitchell,	Smith of Coffee,	Young.
Morris,	Sockwell,	

So the bill was lost.

The House took up and concurred in the Senate amendment to the House amendment of the Senate bill to compel all persons non-residents of the county of Wayne, owning, penning and grazing stock cattle in said county to return and pay tax on the same in said county.

The following message was received from the Senate by Mr. West their Secretary :

Mr. Speaker : The Senate have passed the following Bills, of the House of Representatives, to wit :

A bill to be entitled an act to amend an act incorporating the Madison Presbyterian Church, so far as relates to the filling the vacancies of Trustees, assented to the 7th of Dec., 1857

Also, a bill to be entitled an act to incorporate the Baltimore and Savannah Steamship Company

Also, a bill to be entitled an act to authorize the Justices of the Inferior Court of Sumter county, to levy an extra tax for county purposes.

Also, a bill to be entitled an act to incorporate the Georgia Grays of the city of Columbus, and to extend to them certain privileges.

Also, a bill to be entitled an act to regulate the sale of spirituous liquors in the county of Stewart, and for other purposes.

Also, a bill to be entitled an act for the relief of Wilson W. Poe of the county of Early

Also, a bill to be entitled an act for the relief of Sterling S. Jenkins of the county of Merriwether.

Also, a bill to be entitled an act to amend an act entitled an act to amend the Road Laws of this State, so far as relates to the county of Coffee, approved 1st of March, 1856, so as to apply the provisions of said act to the county of Clinch.

Also, a bill to be entitled an act to incorporate the Richmond Fire Company No. 7, and for other purposes.

Also, a bill to be entitled an act to alter and amend the charter of the Gulf and Atlantic Railroad Company, and to locate the West end of said road.

Also, a bill to be entitled an act for the relief of D. M. and G. W. Smith, and their securities from a certain bond, and for other purposes.

Also, a bill to be entitled an act to authorize the Mayor and Council of the city of Macon to lease a portion of the public reserve lying below said city, to be used as a brick yard, and for other purposes therein mentioned.

Also, a bill to be entitled an act to change the name of the Southern Central Agricultural Society to that of the State Agricultural Society of Georgia, and for other purposes.

Also, a bill to be entitled an act to consolidate the offices of Clerk of Superior and Inferior Court in the county of Quitman,

Also, a bill to be entitled an Act to amend an Act entitled an Act to change certain county lines therein mentioned, approved March the first 1856.

Also, a bill to be entitled an act for the relief of William M. Bryan of Fayette county.

The following bills of the Senate were read the second time and committed for the third reading, to-wit :

A bill to change the line between the counties of Madison and Jackson, between the counties of Floyd and Polk, between Macon and Taylor, Wilcox and Pulaski, between Sumter and Macon, between Merriwether and Coweta, and to amend the caption of an act, assented to 11th Dec., 1858, to change the line between the counties of Ware and Pierce, and other counties therein mentioned, and for other purposes.

A bill for the relief of Samuel Webb of Early county.

A bill to provide for the payment of the person appointed by the Judges of the Superior Courts of the counties of Burke, Banks, Chatham, Columbia and Floyd to take down testimony on the trials of criminal cases in said counties.

A bill to compensate the Tax Receiver of Marion county for services rendered.

A bill to amend an act of 1835 incorporating the town of LaFayette of Walker county, and for other purposes.

A bill to repeal the 5th section of an act to change and fix the time of holding the Superior Court of the counties of Lumpkin, and to authorize the drawing and summoning of Grand and Petit Jurors for said county, approved 11th December 1858, and to add the county of Lumpkin to the Western Circuit, and to authorize the holding of said Courts on the 4th Monday in March and September.

A bill to allow Mathew Cook of the county of Walker, to peddle without paying tax for the same.

A bill to authorize the Ordinary of DeKalb county to pay

G. W. Latham for teaching poor children in said county of DeKalb.

A bill to incorporate the town of Homer in the county of Banks and appoint Commissioners for the same, and for other purposes therein specified.

A bill to authorize the Governor of this State to cause to be established at some accessible and convenient place in this State, a State foundry, and for other purposes therein mentioned.

A bill to exempt practicing physicians in the county of Jefferson from Jury duty.

A bill to incorporate the Columbus and Whiteville Railroad Company.

A bill to authorize Alexander R. Leonard, Guardian of Michael W. Harvey, to pay over to the said ward the whole or any part of the estate of said Michael W. Harvey in the hands of said Alexander R. Leonard.

A bill to repeal an act of 1853 and 1854, so far the county of Decatur is concerned.

A bill to prescribe the mode of laying out private ways, and for other purposes, so far as relates to the county of Henry.

A bill to authorize George Underwood of the county of Glascock, to pay over to, and settle with Wm. W. Thompson, a minor his ward, and for other purposes.

A bill to amend the 33d section of the Judiciary act of 1799, in relation to the advertisement of Sheriffs sales.

A bill to prevent free negroes from being brought or coming into the State of Georgia.

A bill to further amend an act to incorporate the Trustees of the Southern Botanic Medical College, assented to 11th Dec. 1839.

A bill to authorize the Inferior Court of the county of Lumpkin, to lay a tax for certain purposes therein mentioned.

A bill to incorporate the Ben Hill Academy in the county of Emanuel, and to appoint Trustees for the same.

A bill to amend an act limitating the time in which suits in the Courts of law in this State, must be brought, and also limitating the time in which indictments are to be found and prosecuted, and for other purposes therein mentioned, approved March 6th, 1856,

A bill to make valid certain sales of real estate heretofore made by Executors, Administrators and Guardians of this State.

A bill to incorporate the Georgia Internal Improvement Association.

A bill to consolidate and amend the several acts incorporating the town of Cartersville in the county of Cass.

A bill to incorporate the town of Summerville in the

county of Emanuel, and appoint Commissioners for the same with powers to regulate the same for the benefit of the school within said corporate limits.

A bill to repeal so much of the 1st section of an act entitled an act to appoint county Treasurers, and define their duties, approved Dec. 24th, 1825, as relates to the appointment of said officers by the Justices of the Inferior Court of the State, and to authorize their election by the people so far as relates to the counties of Forsyth, Newton, Hall and Baker.

A bill to incorporate the town of Bainbridge and to grant certain privileges to the same.

A bill to compel persons owning one thousand or more acres of land in certain portions of Montgomery and Telfair counties, also in the counties of Wayne, Camden, Wilcox and Dooley, to give in and pay taxes on the same in said counties.

A bill to change the lines between the counties of Campbell and Coweta, and between the counties of Taylor and Schley, and for other purposes.

A bill to amend the charter of the Ellijay Railroad Company, and for other purposes.

A bill to compensate the Jenner Medical Society of Oglethorpe Medical College at Savannah.

A bill to incorporate the Calhoun and Railroad Company and to grant certain privileges and powers to said Company.

A bill to alter and amend an act to submit the question of the removal of the county site of Montgomery county to the voters of said county, and for carrying out the will of the majority, assented to, Dec. 21st, 1857

A bill to recognize under certain circumstances the boundary line between the States of Georgia and Florida, as the permanent boundary affirming titles to land on either side of the line, and directing criminal prosecution in Georgia to be *nolle prosequi*.

A bill to alter and amend an act to provide for the Education of the children of this State, between certain age and to provide an annual sinking fund for the extinguishment of the public debt, assented to 11th Dec., 1858.

The House adjourned until 9½ o'clock, A. M. to-morrow.

THURSDAY, DECEMBER 15th, 1859.

The House met pursuant to adjournment.

And on motion of Mr. Fannin, of Troup, reconsidered so much of the Journal of yesterday as relates to the passage

of the bill of the Senate relative to free persons of color in this State.

On motion of Mr. Williams, of Muscogee, so much of the Journal of yesterday was reconsidered as relates to the rejection of the bill of the Senate to alter and amend the 1st section of the 3d Article of the Constitution, as to place or places of the sitting of the Supreme Court of this State.

On motion of Mr. Lewis, of Greene, so much of the Journal of yesterday was reconsidered, as relates to the passage of the bill to repeal an act consolidating the offices of Clerk of the Superior and Inferior Courts of the county of Harralson.

The same was taken up and passed.

On motion of Mr. Lewis, of Hancock, 200 copies of the bill on the subject of the voluntary enslavement of free persons of color in this State, were ordered to be printed for the use of the House.

Mr. Hartridge offered the following resolution, which was taken up, read, and agreed to, to-wit:

Resolved, That the Clerk of this House preserve the unfinished business of the House in the order in which it stands at the close of the present session, so that it may be taken up continuously at the beginning of the next session, should the House, at that time so direct.

The House took up the report of the Committee on the bill of the Senate to change the lines between the counties of Madison and Jackson, and for other purposes.

The same was amended. The amended report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to compensate the Tax Receiver of Marion county for services rendered.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize the Ordinary of DeKalb county to pay G. W. Latham for teaching poor children in said county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the town of Bainbridge, and to grant certain privileges to the same.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the town of Homer, in the county of Banks, and for other purposes.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to provide for the payment of the person appointed by the Judges of the Superior Courts of the counties of Burke, Banks, Chatham, Columbia and Floyd, to take down testimony in the trial of criminal causes in said Courts.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to repeal the 5th section of an act to change the time of holding the Superior Courts of the county of Lumpkin, &c., &c.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Georgia Internal Improvement Association.

The report was agreed to. The bill was read the third time and passed.

The following bills of the Senate were taken up, the reports thereon were agreed to, the bills read the third time and passed, to-wit:

A bill to further amend an act entitled an act to incorporate the Trustees of the Southern Botanic Medical College; Assented to 11th Dec., 1839.

A bill to prescribe the mode of laying out private ways, and for other purposes, so far as relates to the county of Henry

A bill to consolidate and amend the several acts incorporating the town of Cartersville, in the county of Cass.

A bill to incorporate the Columbus and Whiteville Rail Road Company.

A bill to incorporate the Ben Hill Academy, of Emanuel county, and to appoint Trustees for the same.

A bill to authorize the Inferior Court, of the county of Lumpkin, to levy a tax for certain purposes therein mentioned.

A bill to repeal an act of 1853, and to establish and make uniform the rates of ferriage, &c., so far as the county of Decatur is concerned.

A bill to authorize the Governor of this State to cause to be established at some convenient and acceptable place in this State, a foundry, and for other purposes.

A bill to alter and amend an act entitled an act to submit the question of the removal of the county site of Montgomery county, to the voters of said county, &c.

A bill to repeal so much of the 1st section of an act to

appoint county Treasurers, and define their duties: approved Dec. 24th. 1855, as relates to the appointment of the same by the Justices of the Inferior Court of the State and to authorize their election by the people, so far as relates to the counties of Forsyth, Newton, Hall and Baker.

A bill to incorporate the Jenner Medical College at Savannah.

A bill to incorporate the town of Summerville, in the county of Emanuel.

A bill to recognize, under certain circumstances the boundry line between the States of Georgia and Florida, as the permanent boundry, &c., &c.

A bill to amend the charter of the Ellijay Rail Road Company, and for other purposes.

A bill to amend an act limiting the time in which suits in the Courts of law in this State must be brought, and also limiting the time in which indictments are to be found and prosecuted in certain cases, and for other purposes therein mentioned; approved March 6th, 1856.

The House took up the report of the Committee on the bill of the Senate to change the line between the counties of Campbell and Coweta, and between the counties of Taylor and Schley, and for other purposes,

The same was amended,

The amended report was agreed to; the bill was read the third time and passed.

The following Message was received from the Senate by Mr. West their Secretary.

Mr. Speaker.—The Senate have passed the following bills of the House of Representatives, to-wit:

A bill to be entitled an act to incorporate the Quitman Guards, and the Delhigh Rangers, and to grant them certain powers, and exempt them from the duties therein named.

Also, a bill to be entitled an act, to change the county line between the counties of Ware and Pierce.

Also, a bill to be entitled an act to incorporate the board of Trustees of the Mount Vernon Association of Baptist Churches appointed by said Association, for the government and management of Mount Vernon Institute at Readville, in the county of Washington, in this State, to confer upon said Board certain powers and privileges to incorporate the town of Readville, and for other purposes.

Also, a bill to be entitled an act to incorporate the Indian Creek Baptist Church, in the county of Franklin, and to appoint Trustees for the same.

Also, a bill to be entitled an act to authorize the Ordinary of Baldwin county to pay over to Sarah M. Candler the sum of two hundred and three dollars, and ninety cents for teaching poor children in said county, and also to authorize him to pay to L. Carrington thirty one dollars and

sixty-six cents, balance due him for teaching poor children in said county for the year 1858.

Also, a bill to be entitled an act, adding an additional section to an act passed incorporating the town of Athens, in the county of Clarke.

Also, a bill to be entitled an act to prevent the killing of Deer in the county of Screven.

Also, a bill to be entitled an act to incorporate the Gordon Grove No. 1, united ancient order of Druids (W. A. O. D), located, and working in Savannah. The objects and principles of the order being the diffusion of Social and Intellectual Intercourse among its members, and the establishment of a system of philanthropy and benevolence, by providing for the sick and distressed, and the interment of its deceased members, and the support of the widow and orphan.

Also, a bill to be entitled an act, to erect the monument of Governor Jared Irwin, in the town of Sandersville.

Also, a bill to be entitled an act to incorporate the Macon Guards, to authorize the Governor to furnish them with arms and accoutrements, and to grant certain immunities and privileges to the same.

Also, a bill to be entitled an act to authorize the Justices of the Inferior Court of Gilmer county to levy and collect an extra tax for the purpose of paying the county debt, created by building their Court House.

Also, a bill to be entitled an act, to incorporate the Relief Fire Company number two (No. 2) in the town of Athens, and to extend to it certain privileges.

Also, a bill to be entitled an act to incorporate the Law school of Joseph H. Lumpkin, Thos. R. R. Cobb and William H. Hall, in the town of Athens, and for other purposes.

Also, a bill to be entitled an act to exempt from taxation one acre of land, in the county of Montgomery, appointed as the burial place of George M. Troup, deceased, and to constitute the Justices of the Inferior Court of said county for the protection thereof.

Also, a bill to be entitled an act to change the lines between the counties of Thomas and Mitchell, so as to include the residence of E. H. Taylor, of the county of Thomas, within the county of Mitchell.

Also, a bill to be entitled an act to alter and amend the third section of the first article, and the second section of the second article of the Constitution of the State of Georgia, by striking out the word "Monday" where it appears in each of said sections, and inserting in lieu thereof the word "Wednesday," and inserting also in the said third section the words "House of Representatives" and "Members of Congress" after the word Senate.

The Senate have also passed the following bills of the House of Representatives, with amendments in which they ask the concurrence of the House, to wit :

A bill to be entitled an act to add a part of the county of Gilmer to the county of Fannin, and to change the lines between the counties of Troup and Merriwether, and Troup and Harris, and for other purposes therein mentioned.

Also, a bill to be entitled an act to incorporate the Mutual Building and Loan Association of Columbus,

Also, a bill to be entitled an act to amend the Charter of the American Atlantic Screw Steam Ship Company, granted 18th December, 1857, and to allow an increase of capital stock of said Company.

Also, a bill to be entitled an act to consolidate the offices of Clerk of the Superior and Inferior Courts of the counties of Hall and Dade.

Also, a bill to be entitled an act to change the lines between the counties of Irwin and Berrien, and also between the counties of Macon and Dooly.

Also, a bill to be entitled an act to amend an act, entitled an act, authorizing the arrest by the Marshal of Sparta without warrants, and the confinement in the common jail of the county of Hancock, of all persons violating the laws passed by the commissioners of said village against drunkenness and other gross and immoral conduct in said village, and for other purposes. Assented to December the 11th, 1858.

Also, a bill to be entitled an act, to amend the incorporation of the Savannah Volunteer Guards, of the city of Savannah.

The Senate have also concurred in a resolution of the House of Representatives, in relation to the pardon of Thos. C. Whitworth of the county of Chattooga, now under sentence of death for the crime of murder.

And under the joint resolution to appoint a committee to examine the Code of Georgia now in preparation, and report thereon at the next session of the General Assembly, the Senate have appointed Messrs. Lawton of Chatham, Holt of Muscogee, Printup of Floyd, Sturgis of Burke and Harris of Worth as that committee on the part of the Senate.

Mr. Lumpkin from the committee on enrollment reported as duly enrolled, signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives :

A resolution ordering Law Books to be furnished to certain Militia Districts.

Also, a resolution concerning the mail route in Murray county, &c.

Also, a resolution concerning mail route in Worth, Irwin and Wilcox counties.

Also, a resolution about the mail route to Armory Grove.

Also, a resolution about mail routes in Dublin.

Also, a resolution about the General mail services.

Also, a resolution to have mail routes established.

Also, a resolution about the State University.

Also, a resolution about a mail route to Blacksheare.

Mr. Lumpkin from the committee on enrollment reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives :

An act to incorporate the "Lumpkin Law School" in the town of Athens, Georgia.

Also, an act to incorporate the Relief Fire Company No. 2, in the town of Athens, Georgia.

Also, an act adding an additional section to the act incorporating the town of Athens, Georgia.

Mr. Key from the committee on enrollment reported as duly enrolled, signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives,

An act to change the eighteenth section of the 14th division of the Penal Code of this State.

Also, an act to alter, change and define the line between Early and Clay counties.

Also, an act to alter and change the times of holding the Superior Courts of the counties of Wilcox, Telfair, Irwin, Berrien and Glynn, and the Inferior Courts of Wilcox county, and for other purposes.

Also, an act in reference to granting divorces, approved Dec. 5th, 1806.

Also, an act to repeal the second section of an act entitled an act to repeal the 19th section of an act, incorporating a Bank in the city of Atlanta called the Fulton Bank, and for other purposes.

Also, an act to require the Ordinary of Worth county to pay tuition of poor children of said county.

Also, an act to extend the civil Jurisdiction of Justices of Peace in that part of Chatham county including the city of Savannah.

Also, an act to confer certain privileges on Charles Greene.

Also, an act to declare the meaning and intention of an act amended exempting from levy and sale under execution certain property therein named.

Also, an act to incorporate the Southern Rights Guards in Houston county, and for other purposes.

Also, an act to provide for the distribution and disbursement of the common school fund, of the counties of Gilmer and Lumpkin, and for other purposes therein mentioned.

Also, an act to incorporate the Georgia and Alabama Railroad, and for other purposes.

Also, an act to repeal an act to consolidate the office of Tax Collector and Receiver of Tax Returns, for the county of Harralson.

Also, an act for the relief of James Karr, Robert Orr, and Elias Payne of Forsyth county.

Also, an act for the relief of John Turner and William Stoll of Gilmer county, and for other purposes.

Also an act to amend an act entitled an act to incorporate the Indian Springs Rail Road Company, approved Jan. 22nd 1852.

Also an act to enlarge and define the duties of Treasurers of the several Counties of this State.

Also an act to consolidate the offices of clerk of Inferior and Superior Courts in the County of Chattooga.

Also an act for the relief of William S. Rackley and Eliza A. Rackley formerly Eliza A. Bragwell of Decatur and for other purposes.

Also an act to authorize the Justices of the Inferior Court of Coffee County to levy an extra tax of fifty per cent and for other purposes.

Also an act to declare the true intent and meaning of the twentieth section of an act entitled an act to carry into effect the amended constitution relating to Ordinaires and for other purposes.

Also an act to amend the charter of the South Western Rail Road company and to authorize an increase Capital stock of said company and to incorporate the Enterprise Rail Road company and confer certain powers and privileges, and for other purposes.

Also an act to provide for the citizens of Decatur county crossing Flint River at or near Bainbridge free of Ferriage.

Also an act to give the commissioners appointed by the Inferior Court of Calhoun County power to examine teachers as to their qualifications.

Also an act to legalize the adjournment of Quitman Superior Court.

Also an act to alter the tax Laws of this State.

Also an act to incorporate the Insurance company of Hawkinsville Georgia.

Also an act to amend an act entitled an act to provide for the Education of the children of this State in Fannin County, and for other purposes.

Also an act to authorize the Inferior Court of Muralson County to levy an extra tax.

Also an act to incorporate the first Presbyterian Church of the city of Columbus, and the St. Luke Methodist Episcopal Church South, of the city of Columbus, and the St. Paul Methodist Episcopal Church South, of the city of Columbus, and for other purposes therein named.

Also, an act for the relief of John A. Jones and Jackson Vaughn, of the county of Milton.

Also an act to change the time of holding the Inferior Court of Emanuel county.

Also an act to change the line between DeKalb and Henry counties.

Also an act to require the offices in Emanuel county to be kept at the county site.

The House took up the report of the Committee on the bill of the Senate to incorporate the Calhoun and Rome Rail Road Company, and to grant certain powers and privileges to the same.

The report was agreed to, the bill was read the third time, and on the question of its passage, the yeas and nays were required to be recorded.

There are yeas 54; There are nays 39.

Those who voted in the affirmative, are Messrs :

Allan,	Heath,	Perry,
Barksdale	Hogans	Prescott,
Bivens,	Holmes,	Price
Brantley,	Horsley,	Render,
Brinson,	Hutchins,	Selman,
Brown of Houston,	Kelly,	Settle,
Causey,	Key,	Sims,
Cock,	Lewis of Greene,	Smith of Bryan,
Coleman,	Lewis of Hancock,	Smith of Coffee,
Delony,	Loften,	Sockwell,
Fain of Gilmer,	Lumpkin,	Sweat,
Fannin of Troup,	Lumsden,	Tapley,
Fortner,	McComb,	Tatum,
Gibson of Rich-	McCrairy,	Taylor,
mond,	McWhorter,	Thrasher,
Gibson of Warren,	Morris,	Turner,
Goodman,	Mullens	Underwood,
Harper of Henry,	Nobles,	Whittle,
Hartridge		

Those who voted in the negative are Messrs.

Baugh,	Broyles	Cason,
Blakey,	Brewton of	Tatt-Colvard,
Brown of Sumter,	nall,	Conley,

Cook,	Hopkins,	Patton,
Cullens,	Howell of Milton,	Ragsdale,
Daniel,	Hurst,	Richards,
Eberhart,	Joyner,	Rosier,
Ector,	Mays,	Smith of Twiggs,
Ely,	McCamis,	Sprayberry,
Fairbairn,	McDonald of Mur-	Vaughn,
Fleming,	ray,	West,
Henderson of New-	McLendon,	Wicker
ton,	Mitchell,	Worley
Hick,	Parks,	Young.

So the Bill was passed.

Mr. Broyles of Whitfield gave notice of his intention to move a reconsideration of the same.

The House took up the report of the committee on the bill of the Senate to amend an act of 1835, incorporating the town of LaFayette, of Walker county, and for other purposes. The same was amended.

The amended report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to make valid certain sales of real estate heretofore made by executors, administrators, and guardians of this State,

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee to prevent free persons of color from being brought or coming into the State of Georgia. The same was amended.

The amended report was agreed to, the bill was read the third time and passed.

Leave of absence was granted Messrs. Brewton, Henderson of Newton, and Mitchel of Pike for the balance of the Session on special business, and to Mr. Colvard of Columbia this afternoon, for the purpose of visiting the Lunatic Asylum on the business of a constituent.

The following bills of the Senate were taken up and indefinitely postponed, to-wit:

A bill to compel persons owning one thousand or more acres of land in certain portions of Montgomery and Telfair counties, also in the counties of Wayne, Camden, Wilcox, and Dooly, to give in and pay taxes on the same in said counties.

A bill to amend the 33rd Section of the Judiciary Act of this State of 1799, in relation to the advertisements of Sheriffs sales.

A bill for the relief of Lemuel Webb, of the county of Early.

A bill to exempt practicing Physicians in the county of Jefferson from Jury duty.

A bill to authorize Geo. Underwood, of the county of Glasscock to pay over to and settle with William W. Thompson, a minor, his ward, and for other purposes.

A bill to allow Mathew Cook of the county of Jackson, to peddle without paying tax for the same.

The following Message was received from his Excellency the Governor, by Mr. Campbell his Secretary, to-wit :

Mr. Speaker : The Governor have signed the following Acts, to wit :

An act for the relief of Arthur Haire of the county of Cass.

Also, the act for the relief of Cornelius Hibberts, accompanied with a communication in writing relating thereto.

The following message was received from the Senate by Mr. West, their Secretary.

*Mr. Speaker :—*The Senate has passed the following bills of the House of Representatives :

A bill to be entitled an act to authorize the Ordinary of Campbell county to pay A. P. McCool, for teaching poor children for the year 1858, and for other purposes. Also,

A bill to be entitled an act to incorporate a Volunteer Corps of Infantry, in the town of Thomaston, Upson county and to grant unto it certain privileges.

The Senate have also passed the following bills of the House of Representatives, with amendments, in which they ask the concurrence of the House :

A bill to be entitled an act to amend the act of 11th December, 1858, in relation to the returns of Lotteries, Managers and Insurance Companies, and Express Companies doing business in this State. Also,

A bill to be entitled an act to constitute the town of Cuthbert in Randolph county, a city, to provide for the election of officers, to define the powers of the several officers of said city, as well as of said corporation, to extend the limits of Cuthbert and for other purposes.

The Senate have concurred in the amendments of the House of Representatives to the following bills :

A bill to be entitled an act to repeal a part of the first section of the third Article of the Constitution of this State and to insert a provision in lieu thereof. Also,

A bill to be entitled an act, to require the several Treasurers of the several School Districts of the county of Lumpkin, to return the unexpended balances of the School Funds

now in their hands to the Ordinary of said county, and for other purposes therein named. Also,

A bill to be entitled an act amendatory of the act of 1857 entitled an act to provide against the forfeiture of the several Bank Charters of this State on account of non-specie payment for a given time, and for other purposes therein named, and declaratory of the true meaning of certain sections of the same. Also,

A bill to be entitled an act to incorporate a corps of infantry in the town of Jonesboro, in the county of Clayton, to be known as the Clayton Volunteers, and to confer certain privileges on the same. Also,

A bill to be entitled an act to compel Justices of the Peace in the county of Rabun, to give bond and security, and for other purposes. Also,

A bill to be entitled an act to authorize the Ordinary of the county of DeKalb to pay arrearages due J. F. Buchanan, a teacher of poor children in said county, for the year 1853. Also,

A bill to be entitled an act to amend and interpret an act approved March the 5th, 1856, relative to the payment of accounts of Teachers of poor children. Also,

A bill to be entitled an act to extend the corporate limits of the town of Hamilton, Harris county, to create and give additional powers to the corporate authorities of said Town.

And have refused to concur in the amendment of the House of Representatives to a bill to be entitled an act to explain the tenth Section of the tenth Division of the Penal Code of this State.

Mr. Lumpkin, from the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives :

An act for the relief of D. M. and G. W. Smith, and their securities from a certain bond.

Also an act to change the times of holding elections for county officers, Judges of the Superior Courts, Attorney and Solicitor General, (except Ordinary,) in this State.

Also an act to amend the several acts of the General Assembly relating to the Savannah and Albany Rail Road Company; and the Savannah, Albany & Gulf Rail Road Company, and to authorize them to construct Branch Roads.

Also an act to amend an act to change certain county lines, approved March 1st, 1856.

Also an act to change the name of the Southern Central Agricultural Society of Georgia, and for other purposes.

Also an act to consolidate the offices of Clerk of the Superior and Inferior Courts of the county of Quitman.

Also an act to authorize the Mayor and Council of the city of Macon, to lease a portion of the public reserve for certain purposes.

Also an act to change the times of holding the Inferior Courts of the counties of Webster, Dade and Floyd, and to change the times of holding the Superior Courts of Richmond, Glynn, Burke and Floyd.

Also an act to take certain lots of land therein named, from Macon county, and to add them to the county of Taylor, and for other purposes.

Also an act to alter and amend the charter of the Atlantic & Gulf Rail Road Company, and to locate the west end of the same.

Also an act to prescribe the time of holding elections for Senators in the Congress of the United States from the State of Georgia.

Also an act for the relief of William M. Pyron of Fayette county, &c.

Also an act to amend an act to regulate Toll Bridges, Ferries and Turnpike Roads, approved Dec. 22nd, 1808, and to prescribe certain penalties for violation of said act.

Also an act for the relief of Wilson W. Poe, of the county of Early.

Also an act to incorporate the Georgia Grays, of the city of Columbus, and to extend to them certain privileges.

Also an act to incorporate a Mining Company in Carroll county and in other counties in the State of Georgia.

Also an act to empower ex-Judges of the Superior Courts to sign bills of exceptions in certain cases.

Mr. Lester of Cobb offered the following resolution, which was taken up, read and adopted. in lieu of the original resolution of the committee on Journals, relative to the recording of the same, to-wit :

Resolved, That the Recording Clerks have such time after the adjournment of this Session of the General Assembly as may be necessary to record the Journals and make a full, complete and perfect index to the record, and that the Governor be authorized to draw his warrant on the Treasury for such compensation as in his judgment may be due such Clerks for such service.

The House adjourned until 3½ o'clock P. M.

3½ O'CLOCK, P. M.

The House met pursuant to adjournment,
And concurred in the amendments of the Senate, to the

bills of the House reported as amended in the foregoing messages of to-day.

The House recessed from their amendments to the Senate bill, to define and punish vagrancy in free persons of color and the bill to explain the 10th section of the 10th division of the Penal Code of this State.

Mr. Lumpkin from the committee on enrollment reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives :

An act for the support of government for the political year 1869, and to make certain appropriations, and other purposes therein mentioned.

The House took up the report of the Committee on the reconsidered bill of the Senate, to alter and amend the first section of the third Article of the Constitution as to the place or places of the sitting of the Supreme court of this State.

The same was amended by striking out the words "at such place or places as the Legislature of this State shall by law direct," and insert in lieu thereof "At Marietta and Macon, or such other two places as the Legislature may hereafter direct.

The amended report was agreed to, the bill was read the third time and on the question of its passage the yeas and nays were recorded.

There are yeas 69 ; there are nays 20.

Those who voted in the affirmative are Messrs :

Barksdale,	Ely	Hutchins,
Baugh,	Fannin of Morgan,	Key,
Bivens,	Fannin of Troup,	Lewis of Greene,
Brinson	Fleming,	Lewis of Hancock,
Brown of Houston	Goodman,	Lester,
Brown of Sumter,	Greene of Cobb,	Lofton,
Broyles,	Hardin,	Lumpkin,
Bruton of Forsyth,	Harper of Henry,	Mays,
Cason,	Hartridge,	McCrairy,
Clark of Elbert,	Henderson of New-	McDonald of Lump-
Cock,	ton,	kin,
Coleman,	Hockenhull,	McEver,
Conley,	Holden,	McWhorter,
Cullens,	Holmes,	Mullins,
Delony,	Hopkins,	Norwood,
Dixon,	Howell of Milton,	Parks,
Ector,	Hurst,	Pilcher,

Prescott,	Sockwell,	Whittle,
Richards,	Solomons,	Wicker
Rozier,	Taylor,	Williams of Mus-
Scott,	Thrasher,	cogee,
Sims,	Turner,	Wilson,
Smith of Bryan,	Vaughn,	Worley,
Smith of Coffee,	West,	

Those who voted in the negative, are Messrs.

Blakey,	Irwin,	Price,
Causey,	Jones of Rabun,	Ragsdale,
Fain of Gilmer,	Keeling,	Tapley,
Fain of Union,	Kelly,	Tatum,
Fortner,	McLendon,	Vanover,
Gibson of Warren,	Nobles,	Young,
Harkness,	Perry,	

There being a two third vote in favor of the bill it was passed.

Mr. Key from the committee on Enrolment reported as duly enrolled, signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives,

An act to repeal a portion of the 8th section of an act entitled an act, to provide for the education of the children of this State between certain ages, so far as relates to Emanuel county, and for other purposes.

Also an act to consolidate the offices of Clerk of the Superior and Inferior Courts of Chattooga county.

Also, an act to change the line between Elbert and Madison counties.

Also, an act to change the line between Dougherty and Worth counties.

Also, an act to correct and perfect the Plat and Grant to lot of land No. 142, in 4th district of Appling originally, now Pierce county, and for other purposes.

Also, an act to amend the several acts incorporating the town of Cartersville in Cass county, and for other purposes.

Also, an act to authorize Stephen Ellis of Gwinnett county, to trade in said county without license.

Also, an act to organize a Volunteer Battallion in the city of Savannah, to be called the Independent Volunteer Battallion of Savannah, and for other purposes.

Also, an act to provide compensation to Coroners for burying insolvent persons.

Also, an act to incorporate the Alabama Planters Steamboat company, and for other purposes.

Also, an act to amend an act to provide for the better protection and security of Orphans and their estates.

Also, an act facilitating mining operations for Gold, and other purposes in White county.

Also, an act to amend the law of descent in cases of persons who are illegitimate or born out of lawful wedlock dying intestate.

The following message was received from the Senate by Mr. West their Secretary.

Mr. Speaker:—The Senate have passed an act for the relief of Henry Henson and Elias Kilpatrick of the county of Towns, by a constitutional majority over the veto of his Excellency the Governor, by a vote of 57 yeas, to 10 nays.

They have also passed a Resolution in relation to the pardon of William A. Choice by a Constitutional majority over the veto of his Excellency the Governor, by a vote of 48 yeas to 23 nays.

The Senate have also agreed to a Resolution directing the Secretary of the Senate to furnish the Secretary of State with an exemplification from the Journals of the Senate in relation to the pardon of William A. Choice, in which they ask the concurrence of the House.

The House took up the report of the committee on the bill of the Senate, to alter and amend an act entitled an act to provide for the education of the children of this State between certain ages and to provide an annual sinking fund for the extinguishment of the public debt, assented to, December 11th, 1853.

Mr. Fannin, of Morgan offered as a substitute for the same, at the request of Mr. Cook of Early,

A bill to repeal the present Tax act of this State, and to require the Inferior Courts of the several counties of this State to levy a tax for the purpose of educating the poor of the several counties of this State, and for other purposes.

Mr. Williams of Muscogee moved the indefinite postponement of the original and substitute. Upon this the yeas and nays were recorded.

There are yeas 42. There are nays 53.

Those who voted in the affirmative are Messrs.

Barksdale,	Henderson of New-Parks,	
Blakey,	ton,	Patton,
Bivins,	Hicks,	Perry,
Brown of Houston,	Horsley,	Pilcher,
Brown of Sumter,	Hurst,	Ragsdale,
Broyles,	Irwin,	Rosier,
Causey,	Lofton,	Settle,
Coleman,	Lumsden,	Sims,
Conley,	McCants,	Solomons,
Dixon,	McCrairy,	Turner,
Eberhart,	McDonald of Lump-Vanover,	
Ely,	kin,	Whittle,
Fain of Union,	McDonald of Mur-Williams of Mus-	
Fannin of Morgan,	ray,	gee,
Herrington,	McWhorter,	Young,
	Norwood,	

Those who voted in the negative are Messrs.

Allan,	Harper of Henry,	Nobles,
Baugh,	Hartridge,	Prescott,
Brinson	Henderson of Worth	Price,
Brewton of Forsyth,	Hockenhull,	Richards,
Brewton of Tattnall	Holden,	Scott,
Clark of Elbert,	Holmes,	Smith of Bryan,
Cullens,	Howell of Milton,	Smith of Coffee,
Delony,	Hutchins,	Sockwell,
Ector,	Jones of Rabun,	Sweat,
Fain of Gilmer,	Keeling,	Tapley,
Fannin of Troup,	Kelly,	Tatum,
Fleming,	Lester,	Taylor,
Fortner,	Lumpkin,	Thrasher,
Gibson of Warren,	Mays,	Vaughn,
Goodman,	McEver,	West,
Green of Cobb,	McLendon,	Wicker,
Hardin,	Morris,	Wilson,
Harkness,	Mullens,	Worley,

So the motion did not prevail.

Mr. Price of Pickens called the previous question on the original bill which was seconded.

Upon the question, shall the main question now be put ?
the yeas and nays were required to be recorded.

There are yeas 68. There are nays 21.

Those who voted in the affirmative are Messrs.

Allan,	Heath,	McLendon.
Baugh,	Herrington,	Morris,
Blakey,	Hicks,	Nobles,
Bivins,	Hockenhull,	Norwood.
Brown of Houston,	Holden,	Price,
Broyles,	Holmes,	Ragsdale,
Bruton of Forsyth,	Hopkins,	Richards,
Causey,	Horsley,	Rozier,
Coleman,	Howell of Milton,	Scott,
Conley,	Hurst,	Smith of Bryan,
Cullens,	Hutchins,	Smith of Coffee,
Eberhart,	Jones of Rabun	Sockwell,
Ely,	Keeling,	Solomons,
Fain of Gilmer,	Kelly,	Sweat,
Fain of Union,	Lester,	Tapley,
Fleming,	Lofton,	Tatum,
Fortner,	Lumsden,	Taylor,
Gibson of Richmond,	Mays,	Thrasher,
Goodman,	McCants,	Vanover,
Hardin,	McDonald of Lumpkin,	Vaughn,
Harkness,	McDonald of Murray,	West
Henderson, of Worth,	McEver	Whittle,
		Worley,
		Young,

Those who voted in the Negative are Messrs.

Barksdale,	Fannin of Troup,	Mullins,
Brinson,	Green of Cobb,	Parks,
Brown of Sumter,	Hartridge,	Prescott,
Clark of Elbert,	Henderson of New-	Settle,
Delony,	ton,	Sims,
Dixon,	Lumpkin,	Turner,
Ector,	McCrairy,	Wicker,
Fannin of Morgan,		

So the main question was put, and the bill was passed.

Mr. Lumpkin, from the committee on enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives,

An act to amend the charter of the town of Washington in Wilkes county, and to authorize and empower the commissioners of the town of Forsyth, Meriwether county, to regulate the sale of spirituous liquors within the corporate limits of the town.

Also, an act to incorporate the Richmond Fire Company No. 7, and for other purposes.

Also, an act to amend an act entitled an act, to amend the road laws of this State, so far as relates to the county of Coffee, approved March 1st, 1856, so as to apply the provisions of said act to the county of Clinch.

Also, an act for the relief of Sterling S. Jenkins, of the county of Merriwether.

Also, an act to incorporate the Savannah and Baltimore Steamship company.

Also, an act to incorporate the Owl Town and Coosa Creek Mining company; the Masonic Hall company in the city of Atlanta.

Also, an act to regulate the testimony of Attorneys at Law, and for other purposes.

Also, an act to regulate the sale of spirituous liquors in the county of Stewart.

Also, an act, to authorize the Justices of the Inferior court of Sumter county to levy an extra tax, for county purposes.

Also an act to authorize the Ordinary of Campbell county to pay A. P. McCool, for teaching poor children for the year 1855, and for other purposes.

Also, an act to incorporate the Gate City Guards of Atlanta, and to grant certain immunities and privileges.

Mr. Lumpkin, from the committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representative,

An act, to levy a tax on all goods peddled in this State, or sales by sample or otherwise, by itinerant drummers, or other persons, and for other purposes.

Also an act, to alter and amend the second section of an act approved January 21st, 1852, and for other purposes.

Also an act, to incorporate the Jackson Artillery, of the city of Macon, and to authorize the Governor to furnish them with suitable arms and accoutrements, and to grant certain immunities and privileges to the members of the same.

Also an act, to alter and amend an act to amend an act pointing out the mode of collecting a certain description of debts therein mentioned; approved Dec. 19th, 1818, and to extend the provisions of the same so as to embrace corporations, approved Dec. 11th, 1858.

Also an act, to incorporate the town of Quitman, in Brooks county, and to confer upon the citizens of said town the privilege of electing Town Commissioners, with certain privileges therein enumerated, and for other purposes therein specified.

Also an act, to prevent the firing the woods between the

first day of May and the first day of February, in each and every year, in the counties of Echols and Clinch, and for other purposes.

Also an act, to incorporate Spring Vale Institute, located in Randolph county, Georgia.

Also an act, to incorporate the towns of Sylvania and Scarboro, in the county of Screven, and to amend the charter of the city of Atlanta.

Also an act, to charter the Port Royal Rail Road.

The House adjourned until 7½, P. M.

7½ O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Delony gave notice that he would, to-morrow, move the re-consideration of the bill passed to-day, on the subject of education.

Leave of absence was granted Mr. Walton, of Stewart, for the balance of the session, on account of sickness.

The following message was received from the Senate, by Mr. West, their Secretary :

Mr. Speaker : The Senate have passed the following bills, of the House of Representatives :

A bill, to be entitled an act, to apportion the Representatives among the several counties of this State, according to the requirements of the Constitution.

Also a bill, to be entitled an act, to alter and amend the several acts in relation to Bibb County Academy, and to change the name of the same.

Also a bill, to be entitled an act, to amend the charter of the McBean Company, granted February the 11th, 1850.

Also a bill, to be entitled an act, to authorize the Justices of the Inferior Court of Rabun county, to levy an extra tax, and for other purposes.

Also a bill, to be entitled an act, to alter and amend an act, passed on the 22nd of December, 1857, entitled an act to encourage persons making a will, to provide a permanent fund for the collegiate perpetuation and education of indigent boys and young men.

Also a bill, to be entitled an act, to authorize the Ordinary of Henry county, to pay to Wm. W. Campbell tuition money for poor children, for the year 1857

Also a bill, to be entitled an act to amend an act to pro-

tect Religious Societies in the exercise of their religious duties, approved December the 13th, 1792.

Also a bill, to be entitled an act to establish the county lines between the counties of Montgomery and Tatnall, and also between Tatnall and Emanuel.

Also a bill, entitled an act for the relief of Jabez M. White, of the county of Hancock.

Also a bill, to be entitled an act, to consolidate the offices of the Clerk of the Superior and Inferior Courts of the county of Schley, and to reduce the bond of the Sheriff of said county.

Also a bill, to be entitled an act to repeal the 7th and 9th sections of an act to incorporate the village of Chickasawhatchie, in formerly Lee, now Terrell county, and to add an additional section to said act, and for other purposes therein mentioned.

Also a bill, to be entitled an act for the relief of Andrew J. Lovelady, of the county of Pickens, and for other purposes.

Also a bill, to be entitled an act to incorporate the Georgia Baptist and Colporteur Society.

Also a bill, to be entitled an act, to compensate William T. Williamson, for recording the unfinished Journals of the House of Representatives, for the years 1851 and 1852.

The Senate has also passed the following bills of the House of Representatives, with amendments, in which they ask the concurrence of the House :

A bill to be entitled an act, to declare certain words slanderous, and actionable *per se*, and for other purposes.

Also a bill, to be entitled an act, to incorporate Clayton High School, and for other purposes therein mentioned.

They have also concurred in the amendments of the House to the first section of a bill, to be entitled an act to prevent free persons of color, commonly known as free negroes, from being brought, or coming into the State of Georgia, and have refused to concur in the amendment of the House, adding two additional sections to said bill.

The House took up the Senate resolution relative to the pardon of Wm. A. Choice, which was passed by both branches of the General Assembly, vetoed by his Excellency the Governor, and passed over said veto in the Senate, by a Constitutional majority.

Upon the question of passing the same over the veto, the yeas and nays were recorded.

There are yeas 76. There are nays 16.

Those who voted in the affirmative are Messrs :

Allan,	Green of Cobb,	Mitchell,
Barksdale	Harper of Henry,	Morris,
Blakey,	Hartridge,	Mullens,
Bivins,	Heath,	Nobles,
Brantley,	Herrington,	Norwood,
Brown of Houston,	Holmes,	Patton,
Brown of Sumter,	Hopkins,	Perry,
Bruton of Forsyth,	Horsley,	Prescott,
Causey,	Howell of Milton,	Rozier,
Clarke of Elbert,	Hutchins,	Scott,
Cock,	Irwin,	Selman,
Colvard,	Joyner,	Settle,
Coleman,	Jones of Rabun,	Sims,
Conley,	Keeling,	Smith of Bryan,
Culleis,	Key,	Solomons,
Daniel,	Lewis of Greene,	Sweat,
Delony,	Lewis of Hancock,	Tapley,
Dixon,	Lester,	Tatum,
Ector,	Lumsden,	Taylor,
Ely,	Mays,	Turner,
Fain of Gilmer,	McComb,	Underwood,
Fannin of Morgan,	McCrairy,	Vanover,
Fannin of Troup,	McDonald of Lump-	Vaughn,
Fortner,	kin,	Williams of Mus-
Gibson of Rich-	McLendon,	cogee,
mond,	McWhorter,	Young.
Goodman,		

Those who voted in the negative are Messrs :

Fain of Union,	McDonald of Mur-	Smith of Coffee,
Fleming,	ray,	Smith of Twiggs,
Hicks,	McEver,	Sockwell,
Hockenhull,	Price,	West,
Hurst,	Ragsdale,	Worley,
Kelly,	Render,	

The same having received a constitutional majority was passed over the veto of his Excellency, the Governor.

The House took up the bill of the Senate for the relief of Henry Henson, and Elias Kilpatrick, of the county of Towns, which had passed both branches of the General Assembly, was vetoed by his Excellency the Governor, and passed by the Senate over his veto by a constitutional majority.

Upon the question of its passage the yeas and nays were required to be recorded.

There are yeas 26. There are nays 68.

Those who voted in the affirmative are Messrs:

Allan,	Fortner,	McDonald of Lump-
Blakey,	Green of Cobb,	kin,
Brantley,	Harper of Henry	Nobles,
Bruton of Forsyth,	Hartridge,	Parks,
Brewton of Tatt-	Henderson of Wo'th	Patton,
nall,	Keeling,	Price,
Daniel,	Key,	Sweat,
Ector,	Lester,	Tapley,
Fain of Gilmer,	Lofton,	Tatum,
Fain of Union,		

Those who voted in the negative are Messrs :

Barksdale,	Hockenhull,	Perry,
Baugh,	Holmes,	Pilcher,
Bivins,	Hopkins,	Prescott,
Brown of Sumter,	Howell of Milton,	Ragsdale,
Broyles,	Hurst,	Render,
Causey,	Irwin,	Rosier,
Cock,	Joyner,	Scott,
Colvard,	Jones of Rabun,	Selman,
Coleman,	Kelly,	Settle,
Conley,	Lewis of Greene,	Sims,
Cullens,	Lumsdin,	Smith of Bryan,
Delony,	Mays,	Smith of Coffee,
Dixon,	McCants,	Sockwell,
Eberhart,	McCrairy,	Solomons,
Ely,	McDonald of Mur-	Turner,
Fannin of Morgan,	ray,	Vanover,
Fannin of Troup,	EcEver,	Vaughn,
Fleming,	McLendon,	West,
Gibson of Richm'nd	McWhorter,	Whittle,
Goodman,	Mitchell,	Wicker,
Heath,	Morris,	Wilson,
Herrington,	Mullins,	Worley,
Hicks,	Norwood,	Young,

The same not having received a constitutional majority was lost and the Executive veto sustained.

The Senate amendment of the bill of the House to declare certain words actionable "*per se*", and for other purposes, was concurred in.

The following message was received from the Senate by Mr. West their Secretary.

Mr. Speaker: The Senate have passed the following bills of the House of Representatives:

A bill to be entitled an act to increase the duties of the

Comptroller General and to provide compensation for the same, and for other purposes therein named.

Also, a bill to be entitled an act to allow persons to make a return of their taxable property to the Clerk of the Superior Court in certain cases, and for other purposes therein mentioned.

Also, a bill to be entitled an act for the relief of Mrs. Isabella Adams of the county of Murray.

Also, a bill to be entitled an act to change and fix the times of holding the Inferior Courts of the county of Randolph.

Also, a bill to be entitled an act to protect the holders of bills of exchange or drafts drawn and accepted on account of shipments or transfers of cotton, and to punish those who fraudulently violate the contract of acceptance, or misapply the cotton received by them, or its proceeds.

Also, a bill to be entitled an act for the relief of Francis Daniel, Sheriff of the county of Dade.

Also, a bill to be entitled an act to alter and amend the Road laws of this State, so far as relates to the counties of Lumpkin and Schley.

Also, a bill to be entitled an act to amend an act entitled an act to incorporate the city of Greensboro', to provide for its government, define its powers, and for other purposes therein mentioned, approved March the 5th, 1856.

Also, a bill to be entitled an act to amend the second section of an act entitled an act to provide against the forfeiture of the several Bank charters in this State on account of non-specie payment for a given time, and for other purposes therein named, passed the 22d December, 1857.

Also, a bill to be entitled an act for the encouragement of fire companies in the city of Augusta, and to exempt certain members from Jury duty, and for other purposes.

Also, a bill to be entitled an act to empower the Justices of the Inferior Court, or a majority of them, of Wayne county, to levy an extra tax for the purpose of building and erecting a bridge across the Big Buffalo near Sheffield's old mills, and for other purposes therein mentioned.

Also, a bill to be entitled an act for the relief of Joseph White of the county of Jackson.

Also, a bill to be entitled an act to authorize the Justices of the Inferior Court of Cobb to levy an extra tax, for the purpose of building a Jail in said county, and for other purposes therein mentioned.

Also, a bill to be entitled an act to incorporate a Volunteer corps of Infantry in the city of Greensboro, and also a Volunteer corps in Covington, and in Monroe, in the county Walton, and to grant unto them certain privileges.

The Senate have also passed the following bills of the House of Representatives, with amendments in which they ask the concurrence of the House.

A bill to be entitled an act to change the lines between the counties of Irwin and Coffee, and also, between the counties of Taylor and Schley, and also, between the counties of Cobb and Paulding.

Also, a bill to be entitled an act to exempt from levy and sale certain property therein mentioned, and to provide a mode of securing the same to the wife and children, or wife, or child or children, and for other purposes.

Also, a bill to be entitled an act to prevent the peddling of spirituous liquors in Greene, Henry, Sumter, Laurens, Early, Troup, Houston, Lincoln, Clay, Wilkes, Dooly, Chatahoochee, Stewart, Glasscock, Colquitt, Warren, Webster, Terrell, Jefferson, Monroe, Burke, Newton, Glynn and Taliaferro.

Also, a bill to be entitled an act to charter the Central Insurance company of Georgia, and to confer on said company certain rights, powers and privileges, and for other purposes.

The amendments of the Senate to the bills of the House mentioned in the foregoing message, were concurred in.

The House receded from their amendment to the first section of the Senate bill to prevent free persons of color from being brought, or coming into the State of Georgia.

The Senate resolution requiring the Secretary of the Senate to furnish to the Secretary of State an exemplification from the Journals of the Senate touching the action of that body on the bill for the pardon of William A. Choice of the county of Fulton, was taken up and concurred in.

The House by unanimous consent took up and amended the Senate bill passed to-day, to repeal the 5th section of an act to change and fix the time of holding the Superior courts of the county of Lumpkin, and for other purposes therein mentioned.

The same was then passed as amended.

Mr. Hartridge of Chatham, offered certain resolutions relative to the condition of our Federal relations and the policy which should be pursued by the States of the South in regard to the exciting political questions of the present.

The same were postponed until to-morrow morning.

The following message from his Excellency the Governor, was on motion of Mr. Tatum of Dade, taken up and read to wit :

EXECUTIVE DEPARTMENT, }
Milledgeville, Ga.. December 6th, 1859. }

To the House of Representatives :

I return without my sanction a Bill to entitled "an act to

compensate the Grand and Petit Jurors of the county of Dade, and to authorize the levying of a tax for the same."

There is a general law of the State which fully meets the necessities of this case, without the passage of a special act for that purpose. The act of 27th February 1856, is in these words: "That from and after the passage of this Act, it shall and may be lawful for the Justices of the Inferior Court of the *several counties* in this State, and they are hereby authorized upon the recommendation of the Grand Juries of the several counties aforesaid, to assess and raise a tax for the reasonable compensation of the Grand and Petit Jurors, or Grand or Petit Jurors, and at their pleasure to discontinue the same, and again, to resume and reassess said tax, upon the recommendation aforesaid; the jury and confession fees in each case to be paid into the county fund for that purpose." This general law gives to the Inferior Court of Dade county upon the recommendation of the Grand Jury ample power to levy and collect a tax for the compensation of Grand and Petit Jurors, or Grand or Petit Jurors. The Justices of the Inferior Court and Grand Jurors, are supposed to be acquainted with the condition of the finances of the county, and with the wants of the people of the county; and have ample power in the premises. When we have a general law applicable to all the counties of the State, it would seem to be unwise for the Legislature to pass a special law for each county relating to the same subject matter: and confirming the same powers and privileges.

It would, I think, in such case be much better to avoid this special legislation, which is useless, and leave each county to act under the General Law: otherwise a general rule of law is useless.

JOSEPH E. BROWN.

The bill mentioned in the foregoing message was taken up. Upon the question of passing the same over the Executive veto, the yeas and nays were recorded.

There are yeas 61. There are nays 28.

Those who voted in the affirmative are Messrs.

Allan,	Daniel,	Gibson of Rich-
Brantley.	Delony,	mond,
Brown of Sumter,	Dixon,	Harper of Henry,
Broyles,	Eberhart,	Hartridge,
Bruton of Forsyth,	Ector,	Heath,
Clark of Elbert,	Fain of Union,	Henderson of
Colvard,	Fannin of Morgan,	Worth,
Conley,	Fannin of Troup,	Herrington,
Cullens,		Holden,

Holmes,	McDonald of Lump-Rozier,	
Hopkins,	kin.	Selman,
Horsley,	McDonald of Mur-	Settle,
Hurst,	ray,	Smith of Bryan,
Hutchins,	McWhorter,	Solomons,
Joyner,	Mullens,	Sweat,
Key.	Norwood,	Tatum,
Lewis of Greene,	Parks,	Taylor,
Lewis of Hancock,	Patton,	Thrasher,
Lofton,	Pilcher,	Turner,
Lumsden,	Prescott,	Williams of Musco-
Mays,	Price,	gee,
McComb,	Ragsdale,	
McCrairy,	Render,	

Those who voted in the negative are Messrs :

Barksdale,	Irwin,	Scott,
Baugh,	Jones of Rabun,	Sockwell,
Blakey,	Kelly,	Vanover,
Bivins,	McCants,	Vaughn,
Causey,	McEver,	West,
Cock,	McLendon,	Whittle
Fain of Gilmer,	Mitchell,	Wicker,
Fleming,	Morris,	Wilson,
Goodman,	Perry,	Worley.
Hicks,		

There being a constitutional vote in favor of the passage of the Bill the same was passed.

By the unanimous consent of the House the substitute offered by Mr. Lester and adopted in lieu of the original resolution of the Committee on Journals relative to the Recording of the same, was withdrawn, when the original resolution was taken up amended by striking out seventy days and inserting fifty, and agreed to as amended.

Mr. Thrasher of Fulton offered the following resolution which was taken up, read and agreed to, to-wit :

Resolved. by the Senate and House of Representatives that the Secretary of the Senate and Clerk of the House be allowed four days each after the adjournment of the General Assembly to make out and file in the office of Secretary of State full and complete transcripts from the Journals upon the Bills for the pardon of William A. Choice and Thomas C. Whitworth as required by the resolution of the General Assembly.

The House adjourned until 9 $\frac{1}{2}$ o'clock A. M. to-morrow.

FRIDAY, DECEMBER 16th, 1859.

The House met pursuant to adjournment.

Mr. Broyles moved to reconsider so much of the Journal of yesterday, as relates to the passage of the bill to incorporate the Calhoun and Rome Railroad Company, and to grant certain powers and priviles to the same. The motion did not prevail.

On motion of Mr. Cook of Early, so much of the Journal of yesterday, was reconsidered as relates to the rejection of the bill of the Senate, for the relief of Lemuel Webb, of the county of Early. The motion prevailed and the bill was passed.

Mr. Delony, moved to reconsider so much of the Journal of yesterday, as relates to the passage of the bill to alter and amend an act entitled an act to provide for the education of the children of this State, between certain ages, and to provide an annual sinking fund for the extinguishment of the public debt, assented to, Dec. 11th, 1858.

Upon this question the yeas and nays were required to be recorded.

There are yeas 22, there are nays 68

Those who voted in the affirmative are Messrs.

Brantley,	Fannin of Morgan,	Render,
Brown of Houston,	Harper of Henry,	Settle,
Brown of Sumter,	Horsley	Sims,
Clark of Elbert,	Lumpkin,	Smith of Twiggs,
Conley,	Lumsden,	Tatum,
Cook,	McCrairy,	Williams of Musco-
Dixon,	McWhorter,	gee,
Ector,	Mullins,	

Those who voted in the negative are Messrs.

Allan,	Fain of Gilmer,	Hicks,
Baugh,	Fain of Union,	Hockenhull,
Blakey,	Fleming,	Holden,
Bivins,	Fortner,	Holmes,
Broyles,	Gibson of Rich-	Hopkins,
Bruton of Forsyth,	mond,	Hutchins,
Causey,	Goodman,	Joyner,
Cock,	Green of Cobb,	Keeling,
Colvard,	Hardin,	Jones of Rabun,
Coleman,	Hartridge,	Kelly,
Cullens	Heath,	Key,
Daniel,	Henderson of Worth	Lester,
Ely,	Herrington,	Lofton,

Mays,	Parks,	Sweat,
McCauley,	Patton,	Tapley,
McDonald of Lumpkin,	Perry,	Turner,
McDonald of Murray,	Prescott,	Vanover,
Price,	Richards,	Vaughn,
McEver,	Rozier,	West,
McLendon,	Scott,	Whittle,
Morris,	Smith of Bryan,	Wicker,
Nobles,	Smith of Coffee,	Worley,
Norwood,	Sockwell,	Young.

So the motion did not prevail.

Leave of absence was granted Mr. Blakey, for the balance of the session on account of ill health.

The following resolutions offered by Mr. Hartridge of Chatham, were taken up, to-wit :

The condition of the political affairs of the country demand the consideration of the Representatives of the people of Georgia before the next session of this Legislature, events will have transpired which will fix and determine the position of this State with regard to the Union, it is proper then that we shall declare to the States of this Confederacy, the views which we who are representing the people of Ga. entertain in relation to the political condition of the country, and what we deem to be the fixed determination of that people as to their future course and conduct. A new and peculiar aspect of political affairs presents itself to our view, up to a recent period the efforts of Northern fanaticism to produce discord between the States of this Union, to weaken the ties that bind them together and to outrage the feelings and violate the rights of the people of the South, have been confined to the Halls of Congress or the soil of some remote Territory of the Union. But recently a spectacle has been witnessed, unprecedented in the history of our country. Fanaticism grown bold by impunity has invoked the aid of treason, murder and rapine, has crossed the border and advancing upon Southern soil, has spread bloodshed and excitement throughout a Southern State. The blow which strikes at the institution of slavery in a sister Southern State, also vitally effects the interest and the honor of Georgia. A community of interest, of feeling and of rights binds the Southern States of this Union one to other, they must stand or fall together.

This present condition of our political affairs should receive deliberate attention, and our action should be calm and dignified but resolute and determined. The position is now pending before the Legislatures of some of these Southern States, to take into consideration what position we shall

assume to insure our safety and equality in the Union, or our independence out of it.

In view of these facts, be it

Resolved, By the Senate and House of Representatives of the State of Georgia in General Assembly met, and it is hereby resolved by the authority of the same, That the State of Georgia holds herself ready to enter into any concert of action with the sister Southern States, which will secure their common rights under the Constitution in the Union, or if that be no longer possible their independence and security out of it.

Resolved, That should a majority of the Southern States of this Union, determine to hold a Convention to take into consideration our present condition and our future action as slave States, Georgia will go into such Convention. And His Excellency the Governor is hereby authorized and requested upon being notified by a majority of the Ex'cutives of the southern States that their States are prepared and have taken steps to have such Convention, to call a Convention of delegates from the different counties of this States, to assemble at Milledgeville, on such day as he may appoint, to choose delegates to represent the State of Georgia in such Convention.

Resolved, That His Excellency the Governor is hereby requested to transmit a copy of these resolution to the Executives of each of the Southern States of this Union.

Mr. Lewis of Hancock, offered the following as additional to the foregoing resolutions :

Resolved, That we have full confidence in the spirit and power and readiness of Georgia, and her sister Southern States to maintain the rights of the slaveholder against all our enemies, whether found among men who have the name of fellow citizens at the North, among foreign emissaries, or in foreign Governments, and that without inviting aggression. We do not waive or postpone the conflict which such aggressions seek or provoke.

Resolved further, That Georgia is and ever will be ready to co-operate with her sister States in efforts to protect the rights of the slaveholding States.

Resolved, And in no party sense, that the history of past years teaches us that it is unreasonable to expect the protection of our rights by the Federal Government. that we look to and are relying alone upon our own strength of heart and arm and the strength of our cause, and with such reliance we fear no contests and no results of contests.

Resolved, That we would prefer that the House of Representatives of Congress should never be organized, than be organized by the election of any man who will not before his election, declare his recognition of the equal rights of the people of the South with all their property, with the

rights of all other citizens of these States, and his determination to support such equal rights of the South at all time and in all places.

Resolved further, That the policy of the Federal Government for years past has been unequal and unjust in its operations upon the interest of the South, and ought not longer to be submitted to.

The resolutions were taken up separately.

Those offered by Mr. Hartridge were severally agreed to, and the two first offered by Mr. Lewis of Hancock, to-wit: the 4th and 5th of the entire series.

Mr. Delony moved to strike out the 6th resolution.

Upon this motion the yeas and nays were required by Mr. Lumpkin of Clarke, to be recorded.

There are yeas 51. There are nays 35.

Those who voted in the affirmative are Messrs.

Allan,	Henderson of Worth	Pilcher,
Anderson,	Hopkins,	Price,
Baugh,	Hurst,	Ragsdale,
Blakey,	Jones of Rabun,	Render,
Bivins,	Keeling,	Rozier,
Broyles,	Kelly,	Scott,
Colvard,	Lester,	Sims,
Coleman,	Lofton,	Smith of Bryan,
Conley,	Mays,	Smith of Twiggs,
Cullens,	McCants,	Sockwell,
Delony,	McDonald of Lump-	Tatum,
Ely,	kin,	Vaughn,
Fain of Gilmer,	McDonald of Mur-	West,
Fain of Union,	ray,	Whittle,
Fleming,	McEver,	Wicker,
Goodman,	McLendon,	Worley,
Green of Cobb,	Morris,	Young,
Heath,	Nobles,	

Those who voted in the negative are Messrs.

Brown of Houston,	Holmes,	Patton,
Brown of Sumter,	Horsley,	Perry,
Causey,	Hutchins,	Prescott,
Clark of Elbert,	Key,	Richards,
Cock,	Lewis of Hancock,	Selman,
Dixon,	Lumpkin,	Settle,
Ector,	Lumsden,	Taylor,
Fain of Gordon,	McCrairy,	Turner,
Fannin of Troup,	McWhorter,	Underwood,
Harper of Sumter,	Mullins,	Vanover,
Hartridge,	Norwood,	Williams of Musco-
Holden,	Parks,	gee,

So the same was stricken out

Mr. Fannin of Morgan, proposed to strike out the 7th resolution and insert the following which prevailed, to-wit :

Resolved, That it is the sense of this General Assembly, that it is the duty of all the conservative members in Congress who are opposed to the dangerous, seditious and unconstitutional doctrines of the Black Republican Party to harmonize upon some fit and proper candidate for the Speakership by a caucus held without regard to previous political differences of opinion provided the candidate has proven himself, by his antecedents to be true to the Constitution and untainted by freesoil or abolition heresies.

On the question of agreeing to the 8th resolution the yeas and nays were required to be recorded.

There are yeas 40 There are nays 47

Those who voted in the affirmative, are Messrs :

Brown of Houston,	Holmes,	Perry,
Brown of Sumter,	Horsley,	Prescott,
Causey,	Hutchins,	Richards,
Clark of Elbert,	Lewis of Greene,	Selman,
Cock,	Lewis of Hancock,	Settle,
Coleman,	Lumpkin,	Sockwell,
Conley,	Lumsden,	Sprayberry
Dixon,	McCants,	Taylor,
Ector,	McCrairy,	Turner,
Fannin of Morgan,	McWhorter,	Underwood
Fannin of Troup,	Mullens,	Vanover,
Harper of Henry,	Nobles,	Williams of Musco-
Hicks,	Norwood,	gee,
Holden,	Parks,	

Those who voted in the negative are Messrs :

Allen.	Fleming,	Mays
Anderson,	Greene of Cobb,	McDonald of Lump-
Baugh,	Hartridge,	kin,
Broyles,	Heath,	McDonald of Mur-
Bruton of Forsyth,	Hockenhull,	ray,
Colvard,	Hurst,	McEver
Cullens	Joyner,	McLendon,
Delony,	Jones of Rabun,	Morris,
Ely,	Keeling	Patton,
Fain of Gilmer,	Kelly,	Pilcher,
Fain of Union,	Lester,	Price,
Goodman,	Lofton,	Ragsdale,

Render,	Smith of Coffee,	West,
Rozier,	Smith of Twiggs,	Wicker,
Scott,	Sweat,	Worley,
Sims,	Tatum,	Young,
Smith of Bryan,	Vaughn,	

So the same was not agreed to.

Mr. Lumpkin from the committee on enrollment reported as duly enrolled, signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives :

A resolution in relation to the pardon of William A. Choice.

Mr. Lumpkin from the Committee on Enrollment reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives,

A joint resolution extending the time allowed for codifying the Laws of the State, and appointing a joint committee to examine the said Code.

Also a resolution in relation to the pardon of Thomas C. Whitworth of the county of Chattooga, now under sentence of death for the crime of murder.

Mr. Lumpkin, from the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives :

An act to empower the Justices of the Inferior Court, or a majority of them, in Wayne county, to levy an extra tax for county purposes.

Also an act to amend an act to incorporate the city of Greensboro, approved March 5th, 1856.

Also an act to compensate William T. Williamson, for recording the unfinished Journals of the House of Representatives for the year 1851 and 1852.

Also an act to consolidate the offices of Clerks of the Inferior and Superior Courts of the counties of Hall, Dade and White.

Also an act to amend an act entitled an act authorizing the arrest by the Marshal of the village of Sparta, without warrant, assented to 11th Dec. 1858, so far as said acts relates to the regulation of the liquor traffic, in the county of Hancock.

Also an act to establish the county line between the counties of Montgomery and Tattnal, also between Tattnal and Emanuel.

Also an act to change and fix the time of holding the Superior Courts of the county of Randolph.

Also, an act to consolidate the offices of the Clerks of the Superior and Inferior Courts of the county of Schley and to reduce the bond of the Sheriff of said county

Also an act for the relief of Joseph White of the county of Jackson.

Also an act for the relief of Andrew J. Lovelady of the county of Pickens, and for other purposes.

Also an act to authorize the Justices of the Inferior Court of Rabun county to levy an extratext, and for other purposes

Also an act to incorporate a Volunteer Corps of Infantry in the town of Thomaston, Upson county, and to grant them certain privileges.

Also an act to amend the charter of the McBean Company, granted February the 11th, 1850.

Also, an act to incorporate the Georgia Baptist Bible and Colporteur Society.

Also an act to authorize the Justices of the Inferior Court of Cobb county to levy an extra tax for county purposes.

Also an act to repeal the 7th and 9th sections of an act entitled an act to incorporate the village of Chickasawhatchee, in formerly Lee now Terrell county, and to add an additional section to said act, and for other purposes.

Also an act to change the lines between the counties of Irwin and Berrien.

Also an act to increase the duties of the Comptroller General and to provide compensation for the same.

Also an act to amend an act to incorporate the Savannah Volunteer Guards, of the city of Savannah, and Republican Blues of Savannah; approved Dec. 22d, 1851.

Also an act to confer certain powers upon the Judge of city courts of the city of Savannah, and to make valid the election of Solicitor General, for the Eastern Circuit of this State, to take place on the first Monday in January 1860.

Also an act to protect the holders of bills of exchange or drafts drawn and accepted on accounts of shipments or transfers of cotton, and to punish those who fraudently violate their contracts of acceptance, or misapply the cotton received by them, or its proceeds.

Also an act to amend an act to protect Religious Societies in the exercise of their religious duties, approved Dec. 13th, 1792.

Also an act for the relief of Jabez M. White of the county of Hancock.

Also an act to amend the act incorporating the Madison Presbyterian Church, so far as relates to removing and filling vacancies of trustees, assented to Dec. 11th, 1841.

Also an act to amend the second section of an act entitled

an act to provide against the forfeiture of the several Bank charters of this State, on account of non-specie payments for a given time, and for other purposes therein named, passed 22d December, 1857.

Also an act for the encouragement of fire companies in the city of Augusta, and to exempt certain members from jury duty, and other purposes.

Also an act to alter and amend the road laws of this State so far as relates to the counties of Lumpkin and Schley.

Also an act to alter and amend the several acts in relation to Bibb county Academy, and to change the name of the same.

Also an act to authorize the Ordinary of Henry county to pay to Wm. W. Campbell, tuition money for the poor children for the year eighteen hundred and fifty-seven.

Mr. Key, from the Committee on enrollment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives :

An act to authorize the Ordinary of DeKalb county to pay G. W. Lathram for teaching poor children in said county.

Also an act to further amend the act to incorporate the Trustees of the Southern Botanic Medical College, and for other purposes.

Also an act to prescribe the mode of laying out private ways, and for other purposes.

Also an act to repeal an act of 1853 & 4, so far as Decatur county is concerned.

Also an act to authorize the Governor of this State to cause to be established at some accessible and convenient place in this State, a State Foundry, and for other purposes.

Also an act to compel all persons non-residents of the counties of Wayne, Irwin and Wilcox, owning, penning and grazing stock cattle in said counties, to return and pay tax on the same in said counties.

Also an act to compensate the Tax Receiver of Marion county for services rendered.

Also an act to incorporate the Ben Hill Academy, in Emanuel county, and appoint Trustees for the same.

Also an act to repeal an act consolidating the offices of clerk of the Superior and Inferior courts of Haralson, and for other purposes.

Also an act to authorize the Inferior Court of Lumpkin to levy a tax for certain purposes.

Also an act to incorporate the Atlanta Mutual Insurance and Stock company.

Also an act to incorporate the Columbus and Whiteville Railroad company.

Also an act to provide for the payment of persons appointed by Judges of the Superior courts of the counties of Burke, Banks, Chatham, Columbia, and Floyd, in the trial of criminal cases.

The following message was received from His Excellency the Governor, by Mr. Campbell, his Secretary, to wit:

Mr. Speaker:—The Governor has signed the following Acts to-wit:

An act to alter and amend an act pointing out the mode of collecting a certain description of debts therein mentioned, approved December 19th, 1818, and to extend the provisions of the same so as to embrace corporations, approved Dec, 11th, 1858.

An act to authorize the Judges of the Superior Courts of this State to allow special and Petit Jurors such refreshments as the presiding Judge may deem meet and proper while said Jurors may be engaged in the investigation of any cause, and to authorize said Judge to draw his warrant on the County Treasurer of the county where such investigation may be made for the payment of the same.

An act to alter and amend the second section of an act, approved, January 21st, 1852, and for other purposes therein mentioned.

An act to amend the Road Laws of this State, approved 19th December, 1818, and to punish persons for violating the same.

An act to levy a tax on all goods peddled in this State, or sales by sample or otherwise, by itinerant drummers, or other persons, and for other purposes.

An act to repeal an act amendatory of the tenth section of the tenth division of the Penal Code of Georgia, and for other purposes.

An act to require securities and endorsers, when they give notice, to do so in writing.

An act to abolish the public execution of criminals condemned to death by the laws of Georgia, upon certain conditions, &c., and to provide for their execution in private.

An act to appropriate money for the support of Government, for the political year 1860, and to make certain special appropriations, and for other purposes therein named.

The following Message was received from the Senate by Mr. West, their Secretary:

Mr. Speaker: The Senate has concurred in the 3rd, 4th and 6th amendments, but refuses to concur in the 1st, 2d and 5th amendments of the House of Representatives to

A bill to be entitled an act to change the line between the counties of Madison and Jackson, between Floyd and Polk, between Macon and Taylor, between Wilcox and Pu-

laski, between Sumter and Macon, between Merriwether and Coweta, and to amend the caption of an act assented to Dec. 11th, 1859, entitled an act to change the line between the counties of Ware and Pierce; and also to change the line between other counties herein mentioned.

That the Senate refuses to concur in amendment of the House of Representatives to a bill to be entitled an act, to alter and amend the first section of the third article of the Constitution, as to the place or places of the sitting of the Supreme Court of this State.

Mr. Lumpkin from the committee on enrollment reports as duty enrolled, and ready for the signature of the Speaker of the House of Representatives,

An act to incorporate the Indian Creek Baptist Church, in the county of Franklin and to appoint Trustees for the same,

Also, an act to authorize the Ordinary of Baldwin county, to pay over to S M Candler the sum of two hundred and three dollars and ninety cents, for teaching poor children in said county, also to authorize him to pay to L. Carrington, thirty-one dollars and sixty-six cent balance due him for teaching poor children in said county for the year 1858.

Also, an act to erect the monument of Governor Jared Irwin in the town of Sandersville.

Also, an act to amend the act of the 11th Dec., 1858, in relation to the returns of Lottery Managers, and Insurance Companies and Express Companies doing business in this State, and to postpone the operations of an act entitled an act to regulate the Agencies of Foreign Insurance Companies, and to provide for the appointment of an Insurance Commissioner, approved Dec. 14th, 1859.

Also, an act for the relief of Mrs. Isabella Adams, of the county of Murray.

Also, an act to alter and amend an act passed on the 22d day of December, 1857, entitled an act to encourage persons making a will to provide a permanent fund for the Collegiate preparation and education of indigent boys and young men.

Also, an act to allow persons to make a return of their taxable property to the Clerk of the Superior Court, in certain cases, and for other purposes therein mentioned.

Also, an act to incorporate Gordon Grove (No. 1,) number one "United Ancient Order of Druids" M. A. O. D. located and working in Savannah, the objects and principles of the order being the diffusion of social and intellectual intercourse amongst members, and the establishment of a system of philanthropy, and for other purposes.

Also, an act to prevent the killing of Deer in the county of Scriven.

Also, an act to constitute the town of Cuthbert, Randolph county, to grant certain privileges by election and other means.

Also, an act to incorporate a Volunteer Corps of Infantry in the city of Greenborough, and also a Volunteer Corps in Covington, and in Monroe in the county of Walton.

Also, an act for the relief of Francis Daniel, Sheriff of the county of Dade,

Also, an act to incorporate the Macon Guards, to authorize the Governor to furnish them with arms and accoutrements and to grant certain immunities and privileges to the same.

Also, an act to exempt from taxation one acre of land in the county of Montgomery, appropriated as the burial place of George M. Troup, deceased, and to constitute the Justices of the Inferior Court of said county, Trustees for the protection thereof,

Also, an act to authorize the Justices of the Inferior Court of Gilmer county, to levy and collect an extra tax for the purposes of paying the county debt.

Also, an act to alter and amend the third section of the first article and the second section of the 2d article of the Constitution of the State of Georgia, by striking out the word "Monday" when it appears in each of said sections and inserting in lieu thereof the word "Wednesday" and inserting also in the said third section, the words "House of Representatives and members to Congress" after the word "Senate."

Also, an act to change the lines between the counties of Thomas and Mitchell, so as to include the residence of E. H. Taylor, of the county of Thomas within the county of Mitchell.

Also, an act to change the county line between the counties of Ware and Pierce.

Also, an act to incorporate the Quitman Guards and the Delhi Rangers, and to grant them certain powers and privileges.

Mr. Key from the committee on enrollment reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives :

An act to compensate the Sheriffs of Jefferson county for service of subpoenas on Grand and Petit Jurors, and for other purposes.

Also, an act to change the line between Baker and Early counties, and for other purposes.

Also, an act to provide for the election of a county Treasurer in certain counties of this State.

Also, an act to authorize the Ordinaries of Whitfield and Dade counties, to pay teachers of poor children.

Also, an act to consolidate and amend the several acts incorporating Cartersville in Cass county.

Also an act to compel Justices of the Peace in the counties of Rabun, Catoosa, Milton, Murray and Whitfield, to give bond and security, and for other purposes.

Also, an act to amend and interpret an act for the relief of certain teachers of poor children in Decatur county, and for other purposes.

Also, an act to incorporate the Georgia Internal Improvement Association.

Also, an act to explain the 10th section of the 10th division of the Penal Code of this State.

Also, an act to make valid certain sales of real estate heretofore made by Executors, Administrators and Guardians of this State.

Also, an act to submit the question of the removal of the county site of the county of Montgomery to the voters, and for other purposes.

Also, an act to amend and limit the time in which suits in the Courts of Law in this State must be brought, and for other purposes.

Also, an act to incorporate a Corps of Infantry in the town of Jonesboro, in the county of Clayton, to be known as the Clayton Volunteers, and for other purposes.

Also, an act to incorporate the town of Bainbridge, and for other purposes.

Also, an act to amend the charter of the Elijay Railroad Company, and for other purposes.

Also, an act to authorize the Ordinaries of DeKalb and Gwinnett counties to pay teachers of poor children for the years 1857 and 1858.

Also, an act to incorporate the town of Homer in Banks county, and for other purposes.

Also, an act to repeal so much of an act to appoint county Treasurers and define their duties in the counties of Forsyth, Newton, Hall and Baker, and for other purposes.

Also, an act to incorporate the town of Summerville in Emanuel county, and for other purposes.

Also, an act to allow the Ordinaries of Talbot, Newton, Cobb, Columbia and Hart, to pay teachers of poor children in said counties, and for other purposes.

Also, an act to alter, amend and define an act to provide for the Education of the children of this State between certion ages, so far as the same relates to Dade county, and for other purposes.

Also, an act to repeal a part of the first section of the 3d article of the Constitution of this State, and for other purposes.

Also, an act amendatory of an act of 1857 to provide against the forfeiture of the several Bank charters in this State for non-specie payment for a given time, and for other purposes.

Also, an act to authorize the Thomaston and Barnesville Railroad Company to construct and extend their Railroad to some point on the Muscogee Railroad, and for other purposes.

Also, an act to require the several Treasurers of the several school districts of Lumpkin and Screven to return their unexpended balances of school funds in their hands to the Ordinaries of said counties.

Also, an act to define and punish vagrancy in free persons of color in this State, and for other purposes.

Also, an act to recognize under certain circumstances the boundary line between the States of Georgia and Florida, and for other purposes.

Also, an act to extend the corporate limits of the town of Hamilton, and for other purposes.

Also, an act to prevent free persons of color, commonly known as free negroes from being brought on coming into the State of Georgia.

The following Message was received from the Senate by Mr. West, their Secretary :

The Senate have passed the following bills of the House of Representatives, to-wit :

A bill to be entitled an act to reduce the work on roads in the county of Johnson.

Also, a bill to be entitled an act to allow and authorize, the Justices of the Peace in the city of Augusta, to hold their Courts, at any place they may designate in said city, and to increase their jurisdiction, and for other purposes.

Also, a bill to be entitled an act to reduce the Sheriffs bond in the county of Johnson.

Also, a bill to be entitled an act to exempt negroes employed by contractors in the construction of Railroads from liability to work on Roads, on certain conditions.

Also, a bill to be entitled an act to incorporate the Cherokee Manufacturing Company, located in Cherokee county, Georgia, and to define the rights, privileges, and liabilities of the same.

Also, a bill to be entitled an act for the relief of Johson P. Wellborn of the county of Union.

Also, a bill to be entitled an act to relieve James R. Walker, of the county of Upson, from the disabilities of minority, and for other purposes therein mentioned.

Also, a bill to be entitled an act to compensate managers of elections in Warren, Chattooga and Greene counties, and for other purposes.

Also, a bill to be entitled an act to incorporate a bridge across Flint River, in the first district of Pike county.

Also, a bill to be entitled an act to incorporate the Marietta Paper Mill Company, and for other purposes.

Also, a bill to be entitled an act to incorporate the Calhoun and Ellijay Turnpike Company, and to confer certain powers and privileges upon the same.

Also, a bill to be entitled an act to allow the Justices of the Inferior Court of Dawson county, to levy and collect a poor tax for said county not to exceed twenty-five per cent on the General Tax.

Also, a bill to be entitled an act to provide for the payment of Officers presiding at the polls, on elections hereafter to be held in Taliaferro county, and for other purposes therein mentioned.

Also, a bill to be entitled an act to amend an act to provide for the registry of voters, in the city of Augusta, approved Feb. 15th, 1856, and to extend the powers of the Recorder of said city in relation to free negroes, and for other purposes.

The Senate have also concurred in a resolution authorizing the Governor, to have all the useless articles in the Arsenal at Milledgeville sold.

The Senate has also passed a bill of the House of Representatives with an amendment, in which they ask the concurrence of the House to-wit:

A bill to compensate James Hamilton for services rendered this State as Commissioner and Surveyor in 1856.

The following message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker: The Senate have passed the following bills, of the House of Representatives,

A bill to be entitled an act to amend an act, approved the 20th of March, 1854, in relation to patrols, and for other purposes, so far as the same relates to the county of Richmond.

Also, a bill to be entitled an act, to incorporate a Volunteer corps of Artillery in the town of Athens and to grant unto it certain privileges.

Also, a bill to be entitled an act to alter and change the name and style of the "Mechanics Savings Bank" to the corporate name and style of the "Farmers and Mechanics Bank" and for other purposes connected with said change of name and style.

Also, a bill to be entitled an act to prevent free negroes and slaves from keeping eating houses and from living separate and apart from their owners, hirers or Guardians, and

to prevent their trafficking and trading in the town of Crawfordsville and the town of Warrenton in this State, and to prescribe punishment for the same, and for other purposes.

Also, a bill to be entitled an act to endow Florence E. Winn, a minor of Liberty county, Georgia with all the rights and privileges of majority.

Also, a bill to be entitled an act, to change the county lines between the counties of Milton and DeKalb, and Milton and Gwinnett, and define the line between the counties of Early and Miller.

Also, a bill to be entitled an act, to repeal the first, second and third sections of an act to prescribe certain rules and regulations to be observed by the several Railroad Companies in running engines upon their respective tracks and annex a penalty for the violation of the same, approved January 22d, 1852, and to substitute two sections in lieu of of said second and third sections.

Also, a bill to be entitled an act for the relief of John T. Martin of the county of Hancock.

Also, a bill to be entitled an act to incorporate a medical College in the city of Griffin to be called the Middle Georgia Medical College.

Also, a bill to be entitled an act to authorize the chairman and commissioners of the town of Louisville, to tax free person of color, retailers of spirituous liquors, billiard tables, ten pin alleys, show men, itinerant traders, Hawkers, Peddlers, &c., to impose a tax upon citizens of the town to sell whole, or parts of streets, to prescribe the time of holding elections for chairman and commissioners of the town and in the event of their being no election, to authorize the old board to continue in office and to give them municipal authority over the Academy building in said town, and to incorporate Waresboro.

Also a bill to be entitled an act to fix the pay of the Guards of the State Penitentiary for the future.

Also, a bill to be entitled an act to incorporate the South Western Magnetic Telegraph company and for other purposes.

Also, a bill to be entitled an act to authorize Whitmill Horne of the county of Bibb to practice Medicine and to charge and collect compensation for the same.

Also a bill to be entitled an act, to add land lot, number three hundred and forty five in the thirteenth district of Thomas county to the county of Colquitt, and to change so far the county lines.

Also, a bill to be entitled an act, to amend the fifth section of an act, passed on the 27th of January, 1852, entitled an act more effectually to prevent fraud in elections in this State and to detect and punish the same.

Also, a bill to be entitled an act to incorporate a Volun-

teer Military company in the town of Fort Gaines, and also, the Lincoln Volunteers, and confer upon them certain privileges herein named.

Also, a bill to be entitled an act to authorize the Ordinary of Marion county to pay over to E. H. Winn his poor school account for the year 1853, also, the Ordinaries of Talbot, Terrell and Clinch counties, to pay accounts therein specified.

Also, a bill to be entitled an act, to alter and amend the road laws of this State, so far as relates to the counties of Quitman, Sumter, Stewart, Chattahoochee, Talbot, Wilmer, Miller, Milton, Webster, Bibb, Terrell, Baldwin, Jackson, Floyd, Greene, Troup, Clarke, Fulton, Dawson, Burke, Murray, DeKalb and Haralson.

Also, a bill to be entitled an act for the relief of Charles S. Oliver and Charles J. Oliver of Clarke county.

Also, a bill to be entitled an act to alter and amend an act to define and establish the fees of Ordinaries, Clerks of the Superior and Inferior Courts, Sheriffs, Jailors, Justices of the Peace, and Constables of this State, and for other purposes, so far as relates to the fees of Sheriffs in the counties of Cass, Dade and Chattooga.

Also, a bill to be entitled an act for the relief of the heirs of Everett Wells, deceased.

Also, a bill to be entitled an act, to incorporate the city Gas Light company in the city of Augusta.

The Senate have also passed the following bills of the House of Representatives, with amendments, in which ask the concurrence of the House.

A bill to be entitled an act to declare the law in regard to deeds to land made during adverse possession.

Also, a bill to be entitled an act to incorporate the town of Fort Gaines, in the county of Clay, to define its jurisdictional limits, and for other purposes therein mentioned.

Also, a bill to be entitled an act to amend the Judiciary act of Georgia, so far as relates to the county of McIntosh, and to require Magistrates in this State to consolidate suits brought at the same term between the same parties if the aggregate do not exceed fifty dollars.

The Senate have refused to concur in the amendment of the House to a bill of the Senate entitled

A bill to be entitled an act, to repeal the 5th section of an act to change and fix the time of holding the Superior courts of the county of Lumpkin, and to authorize the drawing and summoning of Grand and Petit Jurors for said Courts, approved 11th December, 1858, and to add the county of Lumpkin to the Western Circuit, and to authorize the holding of said courts on the fourth Monday in March and September.

They have also concurred in a resolution of the House of Representatives in relation to the pardon of Thomas C. Whitworth, with an amendment, in which they ask the concurrence of the House.

The House took up and concurred in the Senate amendments to the following bills of the House, to wit :

A bill to compensate James Hamilton for services rendered the State as commissioner and Surveyor, in 1856,

A bill to declare the law in regard to deeds to land made during adverse possession.

The House concurred in the amendment of the Senate, relative to the Turnpike company in the bill to incorporate the town of Ft. Gaines, and for other purposes, and insists on the remaining amendment ; and the Senate amendments to the bill of the House to amend the Judiciary act of Georgia, so far as relates to the county of McIntosh, and adhered to the amendment of the bill to repeal the fifth section of an act changing the time of holding the Superior courts of Lumpkin county &c.

The Senate resolution relative to the sale of the useless arms in the Arsenal of this State and the purchase of new and improved arms in their stead, was taken up, and concurred in.

The Senate amendment of the House resolution relative to the pardon of Thomas C. Whitworth was concurred in.

The House receded from their amendment to the bill of the Senate to alter and amend the 1st section of the 3rd Article of the Constitution as the place or places of the sitting of the Supreme court of this State.

The House receded from their 1st, 2nd, and 5th amendments of the Senate bill changing the lines between the counties of Madison and Jackson, and between other counties therein mentioned.

The following communication was received from James J. Diamond, Clerk, of House of Representatives, to wit :

HOUSE OF REPRESENTATIVES,

MILLEDGEVILLE, GA., Dec. 16th, 1859.

Hon. Speaker, and members of the House of Representatives :

Circumstances of a private nature render it necessary that the connection which I have held with you in the capacity, of Clerk of your honorable body during the present session of the General Assembly must now be dissolved.

In tendering my resignation, permit me to assure you, that I remember with pride, the flattering unanimity with which I was chosen at the beginning of your deliberations.

Whilst I have endeavored to discharge the duties which have devolved upon me with a fidelity due to the responsible position, I ask that my short comings may be regarded with that indulgence due to inexperience and the frailties of our common nature.

With many thanks, gentlemen, for the courtesies you have ever seemed ready to offer me, and with the heartfelt wish that harmony may continue in your deliberations, and that prosperity and happiness may attend you individually,

I subscribe myself,

Your humble servant,

JAS. J. DIAMOND.

Mr. McWhorter of Greene offered the following resolutions, which weretaken up, and unanimously agreed to, to wit:

Resolved, That the House having accepted the resignation of James J. Diamond, Esq., their late Clerk, it takes this occasion to manifest regret in parting with such an agreeable, faithful and efficient officer. A gentleman who has discharged the duties of his office with honor to himself, and to the entire satisfaction of each and every member of this House. As a business man, he is prompt and energetic, and as a gentleman, polite and courteous. We dissolve this connection with reluctance. and hereby tender to him our undivided wishes for his future success and happiness, wherever, under the dispensation of Divine Providence his his lot may be cast

Resolved, That a certified copy of these resolutions be furnished to J. J. Diamond, Esq.

On motion of Mr. McWhorter of Greene, George Hillyer of the county of Walton was unanimously chosen Clerk of the House of Representatives to fill the unexpired term of Jas. J. Diamond, Esq.

The Clerk elect took the oath of office and entered upon the discharge of the duties of his position.

The House then adjourned until 3½ o'clock, P. M.

3½ O'CLOCK, P. M.

The House met pursuant to adjournment.

The following message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker: The Senate have passed,

A bill, to be entitled an act, to authorize the Justices of the Interior Court of Muscogee county, or a majority of them, to levy an extra tax, for a certain purpose herein mentioned.

Also a bill, to be entitled an act, to incorporate the Middle Georgia Telegraph Company.

Also a bill, to change the name of the Dalton and Gadsen Railroad Company to that of the Dalton and Jacksonville Railroad Company and for other purposes.

Also a bill, to be entitled an act, to prevent the shooting, netting and hunting of partridges, doves, snipes, turkeys, ducks, or other game birds, in Richmond county, within certain times and for other purposes.

Also a bill, to be entitled an act, to extend the time for the Cherokee Volunteers to present their claims, under the provisions of an act, approved March 3d, 1856, and to authorize the payment of claims for rations and forage furnished to Captain Witcher's Company, in 1838.

Also a bill, to be entitled an act for the relief of John A. Bartlette and Lucinda Ellis, of the county of Bibb, and to legalize their marriage.

Also a bill, to be entitled an act, to authorize the ordinary of DeKalb county, to pay over to William A. Stansel, the sum of three hundred and forty-eight dollars and ninety cents for teaching poor children, in said county, for the years 1855 and 1856.

Also a bill, to be entitled an act, to authorize the Ordinary of Habersham and White counties, to pay off all accounts for teaching the poor children, previous to the year 1859.

Also a bill, to be entitled an act, to alter and amend the law of descents, in cases of persons who are illegitimate, or born out of lawful wedlock, dying intestate.

Also a bill, to be entitled an act, to make the Ordinary of Jasper county, *ex-officio* School Commissioner, to require bond of him as such, to prescribe his duties, to authorize the Grand Jury of said county to levy an extra tax for school purposes, to select those children entitled to the same, and to prescribe for the location and government of schools in said county.

Also a bill, to be entitled an act, to appropriate one hundred and fifty dollars to the county of Dawson, to supply the deficit in the school fund, for the year 1858, and to compel the School Commissioners, of Franklin and Habersham counties to pay arrearages due poor children, for 1858, out of the school fund for 1859, before paying teachers for 1859.

Also a bill, to be entitled an act, to authorize the Mayor and Council of the city of Lagrange, to levy an extra tax, and for other purposes.

Also a bill, to be entitled an act, to endow Florence E.

Winn, a minor, of Liberty county, Georgia, with all the rights and privileges of majority.

Also a bill, to be entitled an act, to exempt from taxation certain persons, and for other purposes.

The Senate have also passed the following bills of the House of Representatives, with amendments, in which they ask the concurrence of the House, to wit :

A bill, to be entitled an act, to incorporate the town of Powder Springs, and the Powder Springs High School, in the county of Cobb, the Trenton Cumberland Presbyterian Church, in the county of Dade, and to incorporate the village of Botsford, in the county of Sumter, and for other purposes.

Also a bill, to be entitled an act, to incorporate the Culverton Academy, in Hancock county.

Also a bill, to incorporate the Union Male and Female Academy, in the county of Greene, and to appoint Trustees for the same, and for other purposes.

Also a bill, to be entitled an act to amend an act, approved on the 4th March, 1856, incorporating the Bank of Sparta, to confer certain privileges on the Corporators therein named, and to provide for the construction of a Rail Road from Sparta, Tennille, or any other point on the Central Rail Road.

The Senate has agreed to a resolution, that the bill for the pardon of John Fundy, the veto message of the Governor, in reference to said bill, and all other papers for a full and fair hearing in the Supreme Court, be placed on file, in the office of Secretary of State, and that the Secretary of State do, on application of any person, prepare a copy of said bill, and other papers aforesaid mentioned, duly certified under his seal of office, and do deliver such copy or copies, &c., to any person applying for the same, for the purpose of using such copy or copies in said Court, and in which they ask the concurrence of the House.

The Senate has concurred in the 1st amendment, but refused to concur in the 2nd amendment of the House of Representatives, to a resolution authorizing the Governor to appoint Commissioners to Europe, to establish direct commercial intercourse with the Cotton Planting States.

The following message was received from the Senate, by Mr. West, their Secretary :

Mr. Speaker : The Senate have passed the following resolutions of the House of Representatives, to wit :

A resolution, authorizing Dr. John W Lewis, Superin-

tendent of the Western and Atlantic Railroad to retain in his hands a sum of money, and to allow him to occupy a dwelling adjacent to the depot, free of rent charge.

Also a resolution, allowing the Secretary of the Senate, and Clerk of the House of Representatives time to make out a transcript of the Journals, in certain cases of Pardon.

They have also concurred in a resolution of the House, instructing and requesting our Senators and Representatives in Congress, to use their influence to procure a Hack Line, from Ellijay via Jasper, Pickens county, to Ball Ground, thence to Canton, Cherokee county, and that His Excellency the Governor furnish each of our members in Congress with a copy of this resolution.

Mr. Lumpkin, from the committee on enrolment reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives.

An act to alter and change the name of and style of the Mechanics' Saving Bank to the corporate name and style of the Farmers' and Mechanics' Bank, and for other purposes.

Also, an act to amend the charter of the American Atlantic Screw Steamship Company; granted 19th December, 1857, and to allow an increase of capital of the said Company, and to incorporate the National Steamship Company of the State of Georgia.

Also, an act to fix the pay of the Guard of the State Penitentiary for the future.

Also, an act to prevent the peddling of spiritous liquors in Greene, and other counties of this State therein mentioned.

Also, an act to incorporate a Volunteer Corps of Artillery in the town of Athens, and to grant unto it certain privileges.

Also, an act to apportion the Representatives among the several counties of this State, according to the requirements of the Constitution.

Also, an act to alter and amend the Road Laws of this State, so far as relates to the counties of Quitman, and others therein mentioned.

Also, an act to incorporate the Mutual Building and Loan Association of Columbus, and the Phoenix Loan and Building Association in the city of Atlanta.

Also, an act to authorize the Ordinary of Marion county, to pay E. H. Winn his poor school account for the year 1853.

Also, the Ordinaries of Talbot, Terrell and Clinch counties to pay certain accounts therein specified.

Also, an act to authorize Whitmill Horne, of the county of Bibb, to practice Medicine, and to charge and collect compensation for the same.

Also, an act to prevent free negroes and slaves from keeping eating tables, and from living separate and apart from their owners, hirers or Guardians, and to prevent their trafficking and trading in the town of Crawfordville, and the town of Warrenton, in this State, and to prescribe punishment for the same, and for other purposes.

Also, an act to alter and amend an act to define and establish the fees of Ordinaries, Clerks of the Superior and Inferior Courts, Sheriffs, Jailors, Justices of the Peace, and constables of this State, and for other purposes, so far as relates to the fees of Sheriffs in the counties of Cass, Dade and Chattooga.

Also, an act to incorporate the South Western Magnetic Telegraph Company, and for other purposes.

Also, an act to add lot of land number three hundred and fifty-five, in the thirteenth district of Thomas county, to the county of Colquitt.

Also, an act for the relief of John T. Martin, of the county of Hancock.

Also, an act to incorporate the city gas light Company in Augusta, Georgia.

Also, an act for the relief of Charles S. Oliver and Chas. J. Oliver, of Clark county.

The following Message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker: The Senate have agreed to a resolution to appoint a committee to wait upon His Excellency the Governor, and inform him that both branches of the General Assembly are now ready to adjourn *sine die*, and to ascertain if he has any further communication to make to either branch thereof.

The same was concurred in, and the Speaker appointed on the part of the House Messrs. Colvard, Price and Fannin of Morgan.

The House concurred in the Senate Resolution relative to the bill for the pardon of John Funday now under sentence of death for the crime of murder; and to the Senate amendments to the following bills, to-wit:

A bill to incorporate the town of Powder Springs, &c., &c.

A bill to endow Florence E. Winn, of Liberty county, with the rights and privileges of majority.

A bill to incorporate the Culverton Academy in Hancock county, &c.

A bill to amend an act approved on the 4th of March, 1856, incorporating the Bank of Sparta, and for other purposes.

The House also concurred in the Senate amendments to

the House Resolution relative to the establishment of a certain mail route.

The House receded from its amendment to the Senate Resolution relative to the appointment of a Commission to Europe, &c.

Mr. Lewis of Greene, offered the following Resolution, which was taken up, read, and unanimously agreed to :

Resolved, That the thanks of the House of Representatives are due, and are hereby tendered, not as a matter of usual form, but as coming warm from the heart, to the Hon. I. T. Irwin, for the faithful, able and impartial manner in which he has discharged the arduous and difficult duties of Speaker, and the marked ability which has distinguished his administration of parliamentary law.

Mr. Cullins of Clay, offered the following Resolution, which was agreed to unanimously, to-wit :

Resolved, That the thanks of the House of Representatives, be returned to the Hon. David W. Lewis for the able and impartial manner in which he has discharged his duties as Speaker pro-tem. during the present session.

Mr. McWhorter of Greene, offered the following Resolution, which was unanimously adopted, to-wit :

Resolved, That George S. Hillyer is entitled to the thanks of this House, for the faithful and able manner in which he has discharged the duties of Assistant Clerk, and that we hail with pleasure the assurance we have that the vacancy made this day in the Clerkship by the resignation of our amiable and efficient Clerk, James J. Diamond, will be so well filled by his unanimous election this day to that important office.

Mr. Goodman offered the following Resolution, which was taken up, read, and unanimously adopted, to-wit :

Resolved, That the thanks of this House be returned to our Journalizing Clerk, Jackson Troup Taylor, for the prompt and efficient manner in which he has performed his duties.

The thanks of the House were jointly and unanimously tendered to Jesse Oslin, of Cobb, Messenger, and R. H. Adkins, of Oglethorpe, Door Keeper of the House of Representatives, for the faithful and polite manner in which they have performed their respective official duties.

Mr. Key, from the committee on enrolment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives.

An act to change the line between the counties of Taylor and Schley.

Also, an act for the relief of Lemuel Webb, of Early county.

Also, an act to incorporate the Calloun and Rome Rail

Road Company, and to grant certain powers and privileges to said company.

Also an act to amend an act of 1835, incorporating the town of LaFayette, in Walker county, and to extend the provisions of an act to grant certain privileges and powers to the Griffin Light Guards, in the city of Griffin, Spalding county and other Companies therein named. Assented to December 22d, 1851. To the Cuthbert Rifles, a Military Company in the city of Cuthbert, and for other purposes.

Also an act to alter and amend an act entitled an act, to provide for the education of the children of this State between certain ages, and to provide an annual sinking fund for the extinguishment of the public debt. Assented to December 11th, 1858.

Also a Resolution in relation to the pardon of William A. Choicé.

The following Message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker:—The Senate have passed

A bill to be entitled an act to compensate the Grand and Petit Jurors of the counties of Dougherty, Paulding, Terrell, Merriwether, and Petit Jurors of the counties of Marion and Putnam, and provide for the same by a constitutional majority over the veto of his Excellency the Governor by a vote of 51 yeas, to 20 nays.

The following Message was received from the Senate by Mr. West, their Secretary :

Mr. Speaker: The Senate insists upon their amendment to the bill of the House of Representatives, to be entitled an act to incorporate the town of Fort Gaines, in the county of Clay, to define its jurisdictional limits, and for other purposes therein mentioned, and have appointed a committee of conference consisting of Messrs. Burnett, Harris of Worth and Flewellen, on the part of the Senate.

The Speaker appointed Messrs Cullens, Brown of Sumter and Lester, as the conference Committee of the House, on the amendment of the House to the Senate bill relative to the incorporation, &c., of the town of Fort Gaines, in Clay county, the Senate refusing to concur in, and the House to recede from the same.

Mr. Lumpkin, from the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives :

An act to change the lines between the counties of Irwin and Coffee, and also between the counties of Taylor and Schley.

Also an act to relieve James R. Walker, of the county of Upson, from the disabilities of minority, and for other purposes therein mentioned.

Also an act to amend the fifth section of an act passed on the 27th January 1852, entitled an act to prevent fraud in elections in this State, and to detect and punish the same.

Also an act to amend an act approved 20th March 1851, in relation to Patrols, and for other purposes, so far as relates to the county of Richmond.

Also an act to incorporate Clayton High School, and the Union Male and Female Academy, of the county of Greene.

Also an act to incorporate the Cherokee Manufacturing company, located in Cherokee county, Georgia, and to define the rights, privileges, and liabilities of the same.

Also an act to incorporate a Volunteer Military Company in the town of Fort Gaines, and also the Lincoln Volunteers, and confer upon them certain privileges herein granted.

Also an act to declare certain words slanderous and actionable *per se.* and for other purposes.

Also an act to incorporate a medical college, in the city of Griffin to be called the Middle Georgia Medical College.

Also an act for the relief of Johnson P. Wellborn, of the county of Union.

Also to compensate Managers of Elections in Warren, Chattooga and Greene counties, and for other purposes.

Also an act to change the county lines between the counties of Milton and DeKalb, and Milton and Gwinnett, and define the line between the counties of Early and Miller.

Also an act to incorporate a Bridge across the Flint River, in the First District of Pike county.

Also an act to prevent the shooting, netting, and hunting of partridges, doves, snipes, turkeys, ducks, or other game birds in Richmond county, within certain times, and for other purposes.

Also an act to authorize the Ordinary of Habersham and White counties to pay all accounts for teaching the poor children previous to the year 1859.

Also an act for the relief of John A. Bartlett, and Lucinda Ellis, of the county of Bibb, and to legalize their marriage.

Also an act to authorize the Ordinary of DeKalb county to pay over to William A. Stansell, the sum of three hundred and forty eight dollars and ninety cents, for teaching poor children in said county for the years 1855 and 1856.

Also an act to repeal the first, second, and third sections of an act to prescribe certain rules and regulations to be observed by the several railroad companies in running engines

upon their respective tracks, and annex a penalty for the violation of the same, approved January 22d 1852, and to substitute two sections in lieu of said second and third sections.

Also an act to allow the Justices of the Inferior court of Dawson county to levy and collect a poor tax for said county, not to exceed twenty-five per cent on the general tax.

Also an act to incorporate Clayton High School, and the Union Male and Female Academy, of the county of Greene.

Also an act to reduce the work on roads in the county of Johnson.

Also an act to authorize his excellency the Governor to investigate the claim of James Hamilton Esq., for services rendered this State, and if just, to compensate him for the same.

Also an act to allow and authorize the Justices of the Peace in the city of Augusta, to hold their courts at any place they may designate in said city, and to increase their jurisdiction, and for other purposes.

The conference committee on the House amendment to the Bill of the Senate incorporating the town of Fort Gaines reported that they were unable to agree.

The Senate bill to compensate the Grand and Petit Jurors of the county of Dougherty, and for other purposes, which having passed both branches of the General Assembly and failed to receive the Executive sanction, was passed over the veto of his Excellency the Governor, by the Senate was taken up for final action.

Upon the question of its passage the yeas and nays were required to be recorded.

There are yeas 78; There are nays 12:

Those who voted in the affirmative are Messrs.

Allan,	Delony,	Harper of Henry,
Anderson,	Dixon,	Hartridge,
Baugh,	Ector,	Heath,
Bivins,	Ely,	Henderson of Henry,
Brantley,	Fain of Gilmer,	Henderson, of
Brown of Houston,	Fain of Union,	Worth,
Brown of Sumter,	Fannin of Morgan,	Herrington,
Broyles,	Fannin of Troup,	Hogans,
Bruton of Forsyth,	Fortner,	Hopkins,
Brewton of Tattnall,	Gibson of Rich-	Horsley,
Cason,	mond,	Hurst,
Clark of Elbert,	Goodman,	Hutchins,
Cock,	Green of Cobb,	Joyner,
Colvard	Hardin,	Keeling,
Conley,	Harkness,	Key,

Lewis of Greene,	Patton,	Smith of Coffee,
Lester,	Perry,	Smith of Twiggs,
Lumsden,	Prescott,	Sweat,
Mays,	Price,	Tapley,
McCants,	Ragsdale,	Tatum,
McLendon,	Render,	Turner,
McWhorter,	Rozier,	Underwood,
Morris,	Scott,	Vaughn,
Mullins,	Selman,	Whittle,
Nobles,	Settle,	Williams of Musco-
Norwood,	Sims,	gee.
Parks,	Smith of Bryan,	Young,

Those who voted in the Negative are Messrs.

Causey,	Hockenhull,	Pilcher,
Coleman,	Jones of Rabun	Richards,
Fleming,	Kelly,	Sockwell,
Hicks,	Lumpkin,	Worley,

So the bill was passed by a constitutional majority over the veto of the Governor.

Mr. Harden of Cass offered the following Resolution, which was taken up, read and agreed to :

Resolved, That the Chairman of the committee on the Deaf and Dumb Asylum, appoint a committee of five, to act with a committee of the Senate, to examine into said Institution, and report at the next session of the General Assembly.

Mr. Lumpkin, from the committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives,

An act to appropriate one hundred and forty dollars to the county of Dawson, to supply the deficit in the school fund, for the year 1858, and for other purposes therein mentioned.

Also, an act to reduce the Sheriff's bond of the county of Johnson.

Also, an act to exempt negroes, employed by contractors in the construction of Railroads, from liability to work on Roads, on certain conditions.

Also, an act to authorizes the Justices of the Inferior Court, of Muscogee county, or a majority of them, to levy an extra tax for a certain purpose herein mentioned.

Also, an act to provide for the payment of officers presiding at the polls, on elections hereafter to be held in Taliaferro county and for other purposes therein mentioned.

Also, an act to charter the Central Insurance Company of Georgia, and to confer on said Company certain rights, powers and privileges.

Also, to require the agents of Life Insurance Companies to make annual returns, and pay taxes, and for other purposes.

Also, and act to authorize a Chairman and Commissioners of the town of Louisville, to tax free persons of color, retailers of spirituous liquors, billiard tables, ten-pin allies, showmen, itinerant traders, hawkers, peddlers, &c.

Also, an act to incorporate the Calhoun and Ellijay Turnpike Company, and to confer certain powers and privileges upon the same.

Also, an act to provide for the payment of officers, presiding at the polls, in elections hereafter to be held in Taliaferro county. and for other purposes therein mentioned.

Also, a resolution, relative to William A. Choice, and Thomas C. Whitworth.

Also, a resolution in relation to certain mail lines, &c.

Also, an act, to amend an act to provide for the registry of voters, &c., in the city of Augusta, approved Feb. 15, 1856, and to extend the powers of the Recorder of said city, in relation to free negroes, and for other purposes.

The following message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker: The Senate have passed a bill, to be entitled an act to compensate the Grand and Petit Jurors, of the county of Dade, and to authorize the levying of a tax for the same, by a Constitutional vote over the veto of His Excellency the Governor, of 49 yeas, to 22 nays.

Mr. Lewis, of Greene, offered the following resolution, which was taken up, read and agreed to, to wit :

Resolved, That the Clerk be allowed five days after the adjournment of the General Assembly, to bring up the unfinished business of this House.

Mr. Lester, of Cobb, offered the following preamble and resolution, which were taken up, read and unanimously agreed to, to wit :

The members of this House have learned with regret that the Hon. Augustus B. Fannin, one of the Representatives from the county of Troup, has dissolved his connection with this body, by tendering to the Governor his resignation. His ability as a Legislator has commanded our admiration, his integrity of principles and purpose, has won our respect, and his urbane and gentlemanly deportment has conciliated our warmest friendship and esteem.

Be it therefore Resolved, That we part with our fellow

Representative and friend with sincere regret, and go whithersoever he may, our best wishes for his prosperity and happiness will follow him.

Mr. Ely offered the following resolution, which was taken up, read and uananimously agreed to, to wit:

Resolved, That the thanks of this House are hereby tendered Messrs. Carrington, Miller, Grant, Barnes and Atkinson, Reporters, for the able and impartial manner in which they have reported the proceedings of this body, during this session.

Mr. Lewis, of Green, offered the following resolution, which was taken up, read and unanimously agreed to, to wit:

Resolved, That the intelligence of the resignation of the Hon. W. C. Cook, Representative, from the county of Early, just received, is as unwelcome as it is unexpected; that the remaining members will cherish the memory of his faithful services, and the pleasure of his company, as one of the fondest reminiscences connected with their Legislative career, and that to the quality of ability, they add their unanimous testimony to his unbending integrity.

Mr. Lumpkin, from the committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives,

An act, to incorporate Culverton Academy, in Hancock county, and to appoint Trustees for the same, and for other purposes.

Also, an act to extend the time for the Cherokee Volunteers to present their claims, under the provisions of an act, approved March 3rd, 1856, and to authorize the payment of claims for rations and forage, furnished to Captain Wilcher's Company, in 1836.

Also, a resolution in relation to the pardon of John Fundy, now under sentence of death in Gwinnett county.

Also, an act to make the Ordinary of Jasper county, ex-officio a School Commissioner, to require bond of him as such, to prescribe his duties, to authorize the Grand Jury of said county to levy an extra tax, for school purposes, and for other purposes.

Also, an act to declare the law in regard to deeds to land, made during adverse possession.

Also, an act to incorporate the Marietta Paper Mill Company, and for other purposes.

Also, a resolution in relation to the pardon of Thomas C. Whitworth, now under sentence of death, in the county of Chattooga.

Also, an act to authorize Thomas W. Fleming, Guardian of Florence E. Wiun, a certain sum therein named.

The following message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker: The Senate have concurred in a resolution of the House of Representatives, calling upon our Senators and Representatives in Congress, to use their efforts for the establishment of a tri-weekly Mail Line, from Dahlonga, by the way of Cleveland, to Clarksville.

Also, a semi-weekly Mail Line, from Warrenton to Fenn's Bridge, via Gibson, in this State.

The Senate has also concurred in a resolution of the House of Representatives, requesting our Senators and Representatives in Congress, to use their influence in the passage of an act, to raise the salary of the Hon. John C. Nicoll, to an amount at least equal to that of the Supreme Court Judges of this State.

Mr. Lumpkin, from the committee on Enrollment, reports as duly enrolled, and ready for the signature of the Speaker of the House, and the President of the Senate,

An act, to amend the Judiciary act of Georgia, so far as relates to McIntosh county.

Mr. Key from the committee on enrollment reported as duly enrolled, and ready for the signature of the President, the following acts and resolutions, of the Senate.

An act to repeal the 5th section of an act to change and fix the time of holding the Superior courts of the county of Lumpkin, and for other purposes.

Also an act to change the line between the counties of Madison and Jackson and other counties.

Also an act to alter and amend the 1st section of the 3rd Article of the Constitution.

Also, a resolution in relation to the pardon of William A. Choice.

Also, a Resolution to inform the Governor, that the Legislature is ready to adjourn.

Also, a Resolution to authorize the Governor to sell useless arms, &c.

The following message was received from the Senate, by Mr. West, their Secretary.

Mr. Speaker—The Senate have concurred in the following resolutions of the House of Representatives.

That the condition of the political affairs of the country demand the consideration of the people of Georgia, that we shall declare to the States of this Confederacy the views the people of Georgia entertain in relation to the political condition of the country. &c. &c.

Mr. Lumpkin from the committee on enrollment reports as duly enrolled, and ready for the signature of the President of the Senate,

An act to alter and amend the law of descendants in cases of persons who are illegitimate or born out of lawful wedlock dying intestates.

An act to amend an act approved on the 4th March, 1856, incorporating the Bank of Sparta, to confer certain privileges upon the corporators therein named, and to provide for the construction of a Railroad from Sparta to Tennille, or any other point on the Central Railroad.

Also, an act to incorporate the town of Powder Spring, the Powder Spring High School in the county of Cobb, the Trenton Cumberland Presbyterian Church, in the county of Dade, and to incorporate the village of Bottsford in the county of Sumter, and for other purposes.

Mr. Lester of Cobb, offered the following Resolution, which which adopted, to wit:

Resolved, That the Clerks inform the Senate that this Branch of the General Assembly have completed the business of the present session, and is now ready to adjourn *sine die*.

The following Message was received from the Senate, by Mr. West their Secretary.

Mr. Speaker:—I am directed by the Senate to inform the House of Representatives, that they are now ready to adjourn *sine die*.

The House adjourned *sine die*.

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